

SENATE BILL NO. 159

INTRODUCED BY BLAYLOCK

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

IN THE SENATE

JANUARY 17, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LABOR & EMPLOYMENT RELATIONS.
	FIRST READING.
JANUARY 27, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 30, 1989	PRINTING REPORT.
JANUARY 31, 1989	SECOND READING, DO PASS.
FEBRUARY 1, 1989	ENGROSSING REPORT.
FEBRUARY 2, 1989	THIRD READING, PASSED. AYES, 45; NOES, 4.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 2, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LABOR.
FEBRUARY 20, 1989	FIRST READING.
MARCH 8, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 11, 1989	SECOND READING, CONCURRED IN.
MARCH 13, 1989	THIRD READING, CONCURRED IN. AYES, 91; NOES, 6.

MARCH 14, 1989

IN THE SENATE

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 Senate BILL NO. 159  
 2 INTRODUCED BY Stoylark  
 3 BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY  
 4  
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE  
 6 NEW HORIZONS ACT; REMOVING THE TIME REFERENCE FOR THE  
 7 EVALUATION AND PROVISION OF SERVICES; REQUIRING THE  
 8 ALLOCATION OF FUNDS FOR INCENTIVE AWARDS AT THE BEGINNING OF  
 9 EACH FISCAL YEAR; EXPANDING CHILD CARE ASSISTANCE TO PERSONS  
 10 ENROLLED IN DISPLACED HOMEMAKER PROGRAMS; AMENDING SECTIONS  
 11 39-7-603 THROUGH 39-7-606, MCA; AND PROVIDING AN EFFECTIVE  
 12 DATE."

13  
 14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

15 **Section 1.** Section 39-7-603, MCA, is amended to read:

16 "39-7-603. Rulemaking authority. The department shall  
 17 adopt rules necessary for administering the incentive  
 18 program provided for in 39-7-604 and the child care  
 19 assistance provided for in 39-7-605. The rules must  
 20 establish methods for:

21 (1) selecting the operators of the displaced homemaker  
 22 program who may participate in the ~~pilot-cash~~ incentive  
 23 program described in 39-7-604;

24 (2) selecting the displaced homemaker programs whose  
 25 clients may receive child care assistance under 39-7-605;

1 (3) determining eligibility for child care assistance  
 2 under 39-7-605;

3 (4) determining the employment status of AFDC  
 4 recipients and former AFDC recipients as required by  
 5 39-7-606;

6 (5) coordinating the child care assistance program  
 7 with other programs intended to assist AFDC recipients to  
 8 obtain and retain employment; and

9 (6) evaluating the effect of the incentive program and  
 10 child care assistance on the employment and continued  
 11 employment of former AFDC recipients."

12 **Section 2.** Section 39-7-604, MCA, is amended to read:

13 "39-7-604. Incentive program -- distribution of funds.

14 ~~{1}-During-the-biennium-ending-on-June-30-1989~~ At the  
 15 beginning of each fiscal year, the department shall pay  
 16 distribute funds to selected operators of the displaced  
 17 homemaker program ~~a--\$350--cash--bonus--for--each--client--who~~  
 18 ~~received-AFDC-benefits-for-at-least-9-consecutive-months~~  
 19 ~~before-entering-employment-and-who-has-completed-at-least-6~~  
 20 ~~consecutive-months-of-gainful-employment~~ as incentive awards  
 21 to assist AFDC recipients and former AFDC recipients in  
 22 obtaining and retaining gainful employment. These funds must  
 23 be used for program enhancement, staff training, or client  
 24 services.

25 ~~{2}--A-program-operator-whose-client-qualified-him--for~~

~~a--cash--bonus--under--subsection-(i)--shall--receive--a--second  
\$350--cash--bonus--after--the--same--client--has--completed--1--year  
of--gainful--employment--"~~

**Section 3.** Section 39-7-605, MCA, is amended to read:

"39-7-605. Child care assistance -- eligibility -- costs. (1) ~~For the purpose of assisting AFDC recipients to obtain or retain gainful employment, the~~ The department shall provide child care assistance during the biennium ending June 30, 1989, to persons enrolled in selected displaced homemaker programs for the purpose of helping them:

(a) obtain or retain gainful employment; or

(b) receive classroom training that will enable them to obtain or retain employment.

(2) Eligibility for assistance under subsection (1) is limited to persons who have received AFDC ~~for at least 9 months and currently are not eligible for AFDC but would be eligible if they were not gainfully employed in the past 36 months and who:~~

(a) are receiving AFDC and are employed; or

(b) are receiving both AFDC and classroom training.

(3) Assistance under subsection (1) must be provided on an as-needed basis for no longer than ~~the first 6 12 months of employment and may not exceed \$200 a month \$50 per week per child during the first 6 months, with the amount of~~

assistance gradually decreasing over the remaining 6-month period.

(4) Administrative costs paid to subcontractors may not exceed 10% of the money provided for child care assistance and must may be used exclusively for:

(a) any direct and indirect costs associated with management and supervision of the displaced homemaker program; and

(b) follow-up activities conducted for the program evaluation required by 39-7-606."

**Section 4.** Section 39-7-606, MCA, is amended to read:

"39-7-606. Program evaluation. (1) The department shall evaluate the extent to which the incentive program and the child care assistance described in 39-7-604 and 39-7-605 increase:

(a) the number of AFDC recipients who obtain gainful employment; and

(b) the number of former AFDC recipients who continue to be gainfully employed for at least 6 months.

(2) Program evaluation must include a determination, every 6 months from the beginning of employment ~~until June 30, 1989, of the employment status of each person who qualifies a program operator for a cash bonus:~~

(a) is served under the incentive program under provided in 39-7-604; or

1        (b) who receives child care assistance under  
2        39-7-605."

3        **Section 5. Extension of authority.** Any existing  
4        authority to make rules on the subject of the provisions of  
5        [this act] is extended to the provisions of [this act].

6        **Section 6. Effective date.** [This act] is effective  
7        July 1, 1989.

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB159, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

SB159 is an Act to generally revise the New Horizons Act; Removing the time reference for the evaluation and provision of services; requiring the allocation of funds for incentive awards at the beginning of each fiscal year; expanding child care assistance to persons enrolled in displaced homemaker programs; amending Sections 39-7-603 through 39-7-606, MCA, and providing an effective date.

ASSUMPTIONS:

1. Since child care availability is essential to the transition from AFDC to work the bill changes the eligibility criteria of the clients served and the length of child care assistance provided to allow a greater chance of success.
2. There is no fiscal impact on the general fund.
3. The New Horizons Act will sunset upon the effective date of the new Welfare Reform Program.

FISCAL IMPACT:

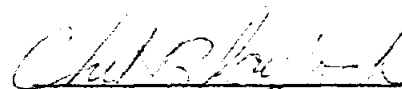
	Current Law	FY90 Proposed Law	Difference	Current Law	FY91 Proposed Law	Difference
<u>Expenditures:</u>						
General Fund:						
New Horizons Child Care	\$109,091	\$109,091	\$ -0-	\$109,091	\$109,091	\$ -0-
New Horizons Incentives	27,095	27,095	-0-	27,095	27,095	-0-
<u>Revenue:</u>						
General Fund:						
New Horizons Child Care	\$109,091	\$109,091	\$ -0-	\$109,091	\$109,091	\$ -0-
New Horizons Incentives	27,095	27,095	-0-	27,095	27,095	-0-
<u>Fund Impact:</u>	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-



RAY SHACKLEFORD, BUDGET DIRECTOR  
OFFICE OF BUDGET AND PROGRAM PLANNING

DATE

1/24/89



CHET BLAYLOCK, PRIMARY SPONSOR

DATE

1-25-89

Fiscal Note for SB159, as introduced**SB 159**

APPROVED BY COMMITTEE  
ON LABOR & EMPLOYMENT  
RELATIONS

INTRODUCED BY Sen. Stoylark BILL NO. 159  
BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE NEW HORIZONS ACT; REMOVING THE TIME REFERENCE FOR THE EVALUATION AND PROVISION OF SERVICES; REQUIRING THE ALLOCATION OF FUNDS FOR INCENTIVE AWARDS AT THE BEGINNING OF EACH FISCAL YEAR; EXPANDING CHILD CARE ASSISTANCE TO PERSONS ENROLLED IN DISPLACED HOMEMAKER PROGRAMS; AMENDING SECTIONS 39-7-603 THROUGH 39-7-606, MCA; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 39-7-603, MCA, is amended to read:

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(1) selecting the operators of the displaced homemaker program who may participate in the ~~pilot-cash~~ incentive program described in 39-7-604;

(2) selecting the displaced homemaker programs whose clients may receive child care assistance under 39-7-605;

(3) determining eligibility for child care assistance under 39-7-605;

(4) determining the employment status of AFDC recipients and former AFDC recipients as required by 39-7-606;

(5) coordinating the child care assistance program with other programs intended to assist AFDC recipients to obtain and retain employment; and

(6) evaluating the effect of the incentive program and child care assistance on the employment and continued employment of former AFDC recipients."

**Section 2.** Section 39-7-604, MCA, is amended to read:

"39-7-604. Incentive program -- distribution of funds.

~~(1)-During-the-biennium-ending-on-June-30-1989~~ At the beginning of each fiscal year, the department shall pay distribute funds to selected operators of the displaced homemaker program a--\$350--cash--bonus--for--each--client--who received--AFDC--benefits--for--at--least--9--consecutive--months before--entering--employment--and--who--has--completed--at--least--6 consecutive--months--of--gainful--employment as incentive awards to assist AFDC recipients and former AFDC recipients in obtaining and retaining gainful employment. These funds must be used for program enhancement, staff training, or client services.

~~(2)--A-program-operator-whose-client-qualified-him--for~~

~~a--cash--bonus--under--subsection-(1)--shall--receive--a--second~~  
~~\$350--cash--bonus--after--the--same--client--has--completed--1--year~~  
~~of--gainful--employment;--"~~

**Section 3.** Section 39-7-605, MCA, is amended to read:

"39-7-605. Child care assistance -- eligibility -- costs. (1) ~~For the purpose of assisting AFDC recipients to obtain or retain gainful employment;--the~~ The department shall provide child care assistance during the biennium ending June 30, 1989, to persons enrolled in selected displaced homemaker programs for the purpose of helping them:

(a) obtain or retain gainful employment; or

(b) receive classroom training that will enable them to obtain or retain employment.

(2) Eligibility for assistance under subsection (1) is limited to persons who have received AFDC ~~for at least 9 months and currently are not eligible for AFDC but would be eligible if they were not gainfully employed in the past 36 months and who:~~

(a) are receiving AFDC and are employed; or

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(3) Assistance under subsection (1) must be provided on an as-needed basis for no longer than ~~the first 6 12~~ months of employment and may not exceed ~~\$200 a month~~ \$50 per week per child during the first 6 months, with the amount of

assistance gradually decreasing over the remaining 6-month period.

(4) Administrative costs paid to subcontractors may not exceed 10% of the money provided for child care assistance and must may be used exclusively for:

(a) any direct and indirect costs associated with management and supervision of the displaced homemaker program; and

(b) follow-up activities conducted for the program evaluation required by 39-7-606."

**Section 4.** Section 39-7-606, MCA, is amended to read:

"39-7-606. Program evaluation. (1) The department shall evaluate the extent to which the incentive program and the child care assistance described in 39-7-604 and 39-7-605 increase:

(a) the number of AFDC recipients who obtain gainful employment; and

(b) the number of former AFDC recipients who continue to be gainfully employed for at least 6 months.

(2) Program evaluation must include a determination, every 6 months from the beginning of employment until June 30, 1989, of the employment status of each person who ~~qualifies a program operator for a cash bonus;~~

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LC 0394/01

1        (b) who receives child care assistance under  
2        39-7-605."

3        **Section 5. Extension of authority.** Any existing  
4        authority to make rules on the subject of the provisions of  
5        [this act] is extended to the provisions of [this act].

6        **Section 6. Effective date.** [This act] is effective  
7        July 1, 1989.

-End-

APPROVED BY COMMITTEE  
ON LABOR & EMPLOYMENT  
RELATIONS

AS AMENDED

SENATE BILL NO. 159

INTRODUCED BY BLAYLOCK

BY REQUEST OF THE DEPARTMENT OF LABOR AND INDUSTRY

A BILL FOR AN ACT ENTITLED: "AN ACT TO GENERALLY REVISE THE NEW HORIZONS ACT; REMOVING THE TIME REFERENCE FOR THE EVALUATION AND PROVISION OF SERVICES; REQUIRING THE ALLOCATION OF FUNDS FOR INCENTIVE AWARDS AT THE BEGINNING OF EACH FISCAL YEAR; EXPANDING CHILD CARE ASSISTANCE TO PERSONS ENROLLED IN DISPLACED HOMEMAKER PROGRAMS; AMENDING SECTIONS 39-7-603 THROUGH 39-7-606, MCA; AND PROVIDING AN EFFECTIVE DATE AND A TERMINATION DATE."

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**Section 2.** Section 39-7-604, MCA, is amended to read:

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~~{1}--During the biennium ending on June 30, 1989~~ At the beginning of each fiscal year, the department shall pay distribute funds to selected operators of the displaced homemaker program ~~a--\$350--cash--bonus--for--each--client--who received--AFDC--benefits--for--at--least--9--consecutive--months before--entering--employment--and--who--has--completed--at--least--6 consecutive--months--of--gainful--employment~~ as incentive awards to assist AFDC recipients and former AFDC recipients in obtaining and retaining gainful employment. These funds must be used for program enhancement, staff training, or client services.

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4       existing authority to make rules on the subject of the  
5       provisions of [this act] is extended to the provisions of  
6       [this act].

7       NEW SECTION. **Section 6.** Effective date. [This act] is  
8       effective July 1, 1989.

9       NEW SECTION. SECTION 7. TERMINATION. [THIS ACT]  
10      TERMINATES JULY 1, 1990.

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 24 months of employment and may not exceed \$200 a month \$50 per  
 25 week per child during the first 6 months, with the amount of

1 assistance gradually decreasing over the remaining 6-month  
 2 period.

3 (4) Administrative costs paid to subcontractors may  
 4 not exceed 10% of the money provided for child care  
 5 assistance and must may be used exclusively for:

6 (a) any direct and indirect costs associated with  
 7 management and supervision of the displaced homemaker  
 8 program; and

9 (b) follow-up activities conducted for the program  
 10 evaluation required by 39-7-606."

11 **Section 4.** Section 39-7-606, MCA, is amended to read:

12 "39-7-606. Program evaluation. (1) The department  
 13 shall evaluate the extent to which the incentive program and  
 14 the child care assistance described in 39-7-604 and 39-7-605  
 15 increase:

16 (a) the number of AFDC recipients who obtain gainful  
 17 employment; and

18 (b) the number of former AFDC recipients who continue  
 19 to be gainfully employed for at least 6 months.

20 (2) Program evaluation must include a determination,  
 21 every AT 6 months from the beginning of employment until  
 22 June 30, 1989, of the employment status of each person who  
 23 qualifies a program operator for a cash bonus:

24 (a) is served under the incentive program under  
 25 provided in 39-7-604; or

1       **(b)** who receives child care assistance under  
2       39-7-605."

3       NEW SECTION. Section 5. Extension of authority. Any  
4       existing authority to make rules on the subject of the  
5       provisions of [this act] is extended to the provisions of  
6       [this act].

7       NEW SECTION. Section 6. Effective date. [This act] is  
8       effective July 1, 1989.

9       NEW SECTION. SECTION 7. TERMINATION. [THIS ACT]  
10      TERMINATES JULY 1, 1990.

-End-