

SENATE BILL 12

Introduced by Keating, et al.

7/10	Introduced
7/10	Referred to Finance & Claims
7/10	First Reading
7/10	Fiscal Note Requested
7/13	Hearing
7/13	Fiscal Note Received
7/13	Fiscal Note Printed
7/15	Adverse Committee Report Adopted

1 Senate BILL NO. 12  
2 INTRODUCED BY Senator Vincent  
3 Senator North Senator Wayne Senator Burnett Senator Thomas

4 A BILL FOR AN ACT ENTITLED: "AN ACT DENYING TO CERTAIN  
5 MOTHERS INCREASED BENEFITS UNDER THE AID TO FAMILIES WITH  
6 DEPENDENT CHILDREN PROGRAM; REQUIRING THE DEPARTMENT OF  
7 SOCIAL AND REHABILITATION SERVICES TO SEEK A WAIVER FROM  
8 FEDERAL REQUIREMENTS; AMENDING SECTION 53-4-231, MCA; AND  
9 PROVIDING EFFECTIVE DATES."

10  
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1.** Section 53-4-231, MCA, is amended to read:

13 "53-4-231. Eligibility. (1) Except as provided in this  
14 section, assistance Assistance shall be granted under this  
15 part to any dependent child, as defined in 53-4-201, who is  
16 in need of such assistance.

17 (2) Aid to families with dependent children assistance  
18 payments may be made to a needy pregnant woman with no other  
19 children receiving such payments. Payments may begin no  
20 earlier than the third month prior to the month in which the  
21 child is expected to be born.

22 (3) Except as provided in this section, aid Aid to  
23 families with dependent children shall be granted to or for  
24 the care of children of unemployed parents who would not  
25 otherwise be entitled to such aid because the child is

1 living in the home with both parents. The department may  
2 adopt rules to administer the grant of assistance to  
3 children of unemployed parents pursuant to Title IV, section  
4 407, of the federal Social Security Act, as amended.

5 (4) A woman who has at least one child and is receiving  
6 aid to families with dependent children assistance payments  
7 and who voluntarily conceives and gives birth to another  
8 child after [the effective date of this section] may not  
9 receive increased assistance payments as a result of the  
10 birth of the additional child."

11 NEW SECTION. Section 2. Department to seek waiver.

12 Within 30 days following [the effective date of this  
13 section], the director of the department of social and  
14 rehabilitation services shall seek a waiver from the U.S.  
15 secretary of health and human services, pursuant to 42  
16 U.S.C. 1315, from the provisions of Title XIX of the Social  
17 Security Act, for the purpose of implementing [section 1].

18 NEW SECTION. Section 3. Effective dates. (1) [Section  
19 2 and this section] are effective on passage and approval.

20 (2) [Section 1] is effective 30 days after the date on  
21 which the director of the department of social and  
22 rehabilitation services certifies to the governor that the  
23 U.S. secretary of health and human services has approved the  
24 waiver applied for by the director pursuant to [section 2].

-End-

STATE OF MONTANA - FISCAL NOTE  
Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB0012, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act denying to certain mothers increased benefits under the Aid to Families with Dependent Children program; requiring the Department of Social and Rehabilitation Services to seek a waiver from federal requirements; and providing effective dates.

ASSUMPTIONS:

1. There were 11,000 births in Montana in 1990.
2. 3190 births were paid by medicaid.
3. 638 births were conceived while the parent was on AFDC.
4. An average of 53 families in any month would have this grant amount frozen instead of increasing due to the addition of a child. The difference between a family of two and three at 38% of poverty is \$75. ( $\$75 * 4134 \text{ months} = \$310,000$  annually.)
5. It will take at least 6 months from passage of this bill to obtain a waiver. This will make the effective date approximately February 1, 1993. Impact on FY93 is 795 month recipients \* \$75 = \$59,625.
6. Births occurring in February, 1993 are first births that will be affected.

FISCAL IMPACT:


	<u>FY93</u>
<u>Expenditures:</u>	
Benefits & Claims	(\$59,625)
<u>Funding:</u>	
General Fund	(15,658)
State Special	(1,096)
Federal	(42,871)

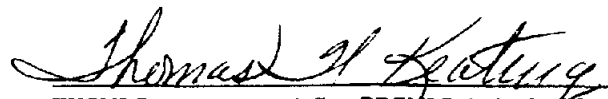
EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

Approximately 1.8% of the savings would impact non-assumed county budgets.

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

Approximately a decrease of \$310,000 in FY94 and future years.

  
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STEVE YEAKEL, BUDGET DIRECTOR      7/11/92      DATE  
Office of Budget and Program Planning

  
\_\_\_\_\_  
THOMAS F. KEATING, PRIMARY SPONSOR      DATE  
Fiscal Note for SB0012, as introduced

SB12