

## 1 HOUSE BILL NO. 39

2 INTRODUCED BY A. REGIER

3 BY REQUEST OF THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES

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 5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS PERTAINING TO PAYMENT FOR SUPPORT  
 6 OF YOUTH IN NEED OF CARE, YOUTH IN NEED OF INTERVENTION, OR DELINQUENT YOUTH;  
 7 ELIMINATING THE REQUIREMENT THAT COUNTIES PAY AN ADMINISTRATIVE FEE TO THE STATE  
 8 GENERAL FUND AS REIMBURSEMENT TO THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN  
 9 SERVICES FOR FOSTER CARE PAYMENTS; AMENDING SECTION 52-2-611, MCA; AND PROVIDING AN  
 10 EFFECTIVE DATE."

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

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 14 **Section 1.** Section 52-2-611, MCA, is amended to read:

15 **"52-2-611. Payment for support of youth in need of care, youth in need of intervention, or**  
 16 **delinquent youth.** (1) Whenever a youth who is a youth in need of care, a youth in need of intervention, or a  
 17 delinquent youth is placed by the department of public health and human services or the department of  
 18 corrections in a youth care facility, the department making the placement shall pay, within the limits of the  
 19 appropriation for that purpose, a foster care payment to the youth care facility at a rate established by the  
 20 department of public health and human services for the youth's board, clothing, personal needs, treatment, and  
 21 room.

22 ~~(2) Each county shall pay an administrative fee to the state general fund to reimburse the department,~~  
 23 ~~in part, for the costs of administering and providing foster care payments pursuant to 52-2-603.~~

24 ~~(3)(2)~~ The department shall conduct or arrange for the review required under 41-3-115, or when  
 25 applicable, 41-3-1010 of a youth placed in a youth care facility if the youth is placed by the department."  
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27 NEW SECTION. **Section 2. Effective date.** [This act] is effective July 1, 2023.

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