

**2005-2006 INTERIM
CHILDREN, FAMILIES, HEALTH, AND HUMAN SERVICES
INTERIM COMMITTEE**

Interim Planning Draft

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I. INTERIM COMMITTEE DUTIES AND RESPONSIBILITIES

5-5-225. Children, families, health, and human services interim committee. The children, families, health, and human services interim committee has administrative rule review, draft legislation review, program evaluation, and monitoring functions for the department of public health and human services and the entities attached to the department for administrative purposes.

5-5-215. Duties of interim committees. (1) Each interim committee shall:

(a) review administrative rules within its jurisdiction; *Staff will provide a general overview of the process and background reports on rule review.*

(b) subject to 5-5-217(3) *which allows interim committees some discretion*, conduct interim studies as assigned;

Senate Joint Resolution No. 37 - child protection system

Senate Joint Resolution No. 41 - mental health crisis response system

(c) monitor the operation of assigned executive branch agencies (*Department of Public Health and Human Services*) with specific attention to the following:

(i) identification of issues likely to require future legislative attention;

(ii) opportunities to improve existing law through the analysis of problems experienced with the application of the law by an agency; and

(iii) experiences of the state's citizens with the operation of an agency that may be amenable to improvement through legislative action;

(d) review proposed legislation of assigned agencies or entities as provided in the joint legislative rules; and

(e) accumulate, compile, analyze, and furnish information bearing upon its assignment and relevant to existing or prospective legislation as it determines, on its own initiative, to be pertinent to the adequate completion of its work.

(2) Each interim committee shall prepare bills and resolutions that, in its opinion, the welfare of the state may require for presentation to the next regular session of the legislature.

(3) The legislative services division shall keep accurate records of the activities and proceedings of each interim committee."

Also: Other statutory and legislatively-required reports from DPHHS: There are requirements for reports, information, or proposals to be presented to the Children, Families, Health, and Human Services Interim Committee (CFHHS or Committee) as the appropriate interim committee by legislation passed by the 59th Legislature or in statute.

II. RELATED TOPICS AND EMERGING ISSUES

The following issues were: (1) suggested as "Areas for Future Study" in the November 2004 final report from the 2003-2004 CFHHS Interim Committee; or (2) emerging issues related to legislation from the 2005 Legislative Session. They are organized by the committee's duties:

Administrative Rule Review:

- Review what happened with the Child Substantiation Rules of concern at the August 27, 2004, meeting. (Part of Administrative Rule Review).

Interim Studies

- Follow the progress of Treatment Courts regarding statewide coordination and funding issues. (Legislation was passed regarding criminal drug treatment courts (HB 721), but there are also treatment or specialty court related to child protective services issues that are related to and will be included in the SJ 37 study.)
- Monitor the DPHHS-proposed study of Addictive and Mental Disorders Division mental health and chemical dependency facilities and any coordination with the developmental disabilities facilities. (This can be coordinated under the SJ 41 study.)
- Addictive and Mental Disorders Division - mental health and chemical dependency monitor department study on Montana State Hospital, Montana Mental Health Nursing Center, and Montana Chemical Dependency Center; monitor development of crisis services in conjunction with SJ 41.
- Child and Family Services Division - child protective services in SJ 37.

Agency and legislation- related

- Follow the DPHHS proposal for intra-agency prevention coordination and support of the Prevention Resource Center. Law requires ICC to report to CFHHS. SB 33 eliminated the requirement for a unified budget. Proposed repeal of ICC in HB 31 failed.
- Inquire and monitor the development of strategic planning and performance measures for DPHHS (SB 160, Ch. 185, L. 2003). (SB 153 this session was vetoed.)
- Review CHIP contract provisions: reserve, administrative costs, Caring for Children Program. (Legislation was passed regarding the CHIP reserve and a limit on administrative costs: SB 154)
- Receive information on 2-1-1 in Montana, an FCC-approved telephone number for human services. (Legislation was passed: SB 428)
- TANF benefits and changes to other former TANF-funded programs - HB 2 issue (Human and Community Services Division).
- Emergency health powers act - proposed legislation presented to interim committee, no legislation offered - changes to public health laws needed - inquire as to proposals for next session (Public Health and Safety Division).
- Monitor successful legislation on hospital and nursing home utilization fees (bed taxes): SB 120 and HB 749

- Review efforts on the uninsured - mandated benefits (demo project: HB 318), schools pool (HB 124) failed this session, implementation of CHIP and Medicaid expansion, and purchasing pool/tax credits (HB 667)
- Monitor Medicaid redesign bills
- Disability Services Division - provider reimbursement system changes, MDC changes
- Public Health and Safety Division - tobacco use prevention, public health law
- Human and Community Services Division - public assistance, TANF, child care
- Child and Adult Health Resources Division - Medicaid acute and primary care, state CHIP, children's special health services, and children's mental health.

Other ideas and possible areas of interest:

- Follow (DPHHS) progress on unregulated youth behavioral programs regarding registration and mandatory licensing. (DPHHS study bill (SB 101) failed, Department Of Labor directed to do study in HB 628.)
- Your interests:

III. WORK PLAN
Tentative

(Suggested meeting schedule dates)

1. **August 22, 2005** (First meeting)
Presiding officer elections
Review of committee duties and responsibilities:
 - Administrative Rule Review (child substantiation, HJ 32)
 - Interim Studies overview: adopt study plans
 - Agency Monitoring: DPHHS overview, reports?Adopt a work plan:
 - Review of topics of interest - assign staff and committee resources
 - Decision regarding reports desired/required at each meeting.
 - Public testimony

2. **October 27-28, 2005** (Second Meeting)
Review and adopt final study plans, begin progress.
Main topic(s): -

Option to consider: Meet in conjunction with potential Special Session?

3. **January 27, 2006** (Third Meeting)
Follow study plans:
Main topic(s):

4. **March 30-31, 2006** (Fourth Meeting)
Follow study plans
Main topic(s):

5. **June 8-9, 2006** (Fifth Meeting)
Follow study plans, begin to make study recommendations.
Main topic(s):
Identify issues that may require future legislative action.
Request committee bills to be drafted based on study recommendations, etc.

6. **August 18, 2006** (Final Meeting)
Complete study plans, final recommendations, final report outline adoption..
Report on DPHHS EPP process and make formal agency bill draft requests
Required and final reports pursuant to 5-11-210, MCA.
Adoption of committee bill drafts.