

HB 142: Review of DPHHS Advisory Councils and Reports ***LCCF11: Explanation and Considerations***

May 2016

Background

LCCF11 eliminates several Department of Public Health and Human Services advisory groups and reports that are required by law. The Children, Families, Health, and Human Services Interim Committee asked in March for a bill draft to eliminate certain councils that have not been active and reports that have not been published. The request stemmed from the committee's House Bill 142 (2011) review of statutorily created councils and reports for DPHHS.

This briefing paper details changes made in each section of the bill and raises some questions for committee consideration.

Section 9: Repealer

Section 9 repeals the following statutes that deal solely with an advisory council or report:

- 50-4-810 and 50-4-811, which create and spell out the duties of the advisory council created to make recommendations on the use of grant funds for new community health centers. The 2007 Legislature created the council and appropriated money for grants. Subsequent legislatures have not funded the grant program, and the council has not met since 2008.
- 53-1-704, which creates an advisory group for Montana 2-1-1 community information and referral services, and 53-1-714, which requires DPHHS to provide a biennial report to the committee and the Legislature on Montana 2-1-1 activities. DPHHS has not undertaken any 2-1-1 activities since 2006.
- all statutes in Title 53, chapter 10, part 2, creating the Commission on Provider Rates and Services, spelling out the commission's duties, and requiring the commission to report its recommendations to the Legislature. The commission has not met since 2010.

Sections 1 through 8: Amending Existing Law

The first eight sections of the bill amend laws that include references to inactive advisory councils or reports that are no longer published.

The table on Page 2 summarizes each of these sections. The table also includes questions that committee members may want to consider as they review LCCF11.

**LCCF11: Sections 1-8
Summary and Considerations**

Section	Statute	Change	Reason	Potential Considerations
1	40-5-906	Eliminates the advisory board for contracts related to the child support enforcement case registry and payment processing unit	DPHHS no longer contracts for these services	
2	50-4-803	Eliminates the definition of the community health center advisory group	Section 9 repeals the statutes creating the advisory group	
3	50-4-805	Eliminates the required report on community health center grant awards	DPHHS has not published the report since grant funding ran out in Fiscal Year 2009	
4	53-1-703	Eliminates the definition of the Montana 2-1-1 Coalition	Section 9 repeals the statute creating the coalition	
5	53-1-711	Eliminates references to the Montana 2-1-1 Coalition	Section 9 repeals the statute creating the coalition	
6	53-6-705	Eliminates the requirement for a report on the effectiveness of standards on accessibility and quality of care as they relate to Medicaid managed care companies	The report has not been provided because the state has not entered into any Medicaid managed care contracts.	<i>Does the committee want to keep the requirement in case the state enters into any Medicaid managed care contracts?</i>
7	53-6-1005	Eliminates the report on the Big Sky Rx Program, which helps pay Medicare Part D premiums for certain low-income Montanans	DPHHS has met the statutory requirement of providing a report by Sept. 15, 2006	<i>Does the committee want to eliminate the reporting requirement or simply remove the 2006 report date and keep the reporting requirement?</i>
8	53-21-1002	Eliminates the report on delivery of mental health services to children with serious emotional disturbance	DPHHS believes the report duplicates much of the information in the report required under 52-2-311 and has not provided it since 2010	<i>Does the committee want to eliminate the report or direct DPHHS to begin providing it again?</i>