

BY: Appropriations Committee

AMENDMENTS TO SENATE BILL NO. 778

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 20, after “Hygiene;” insert “requiring the Governor to provide sufficient funds for certain assistance under certain circumstances; requiring the establishment of a certain task force; requiring the Department of Human Resources, the Department of Education, and certain other entities to establish a pilot project to administer a certain program for preschool children;”.

AMENDMENT NO. 2

On page 10, after line 21, insert:

“(3) HAS ENGAGED IN JOB SEARCH ACTIVITIES AS REQUESTED BY THE DEPARTMENT;

(4) PARTICIPATES IN WORK ACTIVITY UNDER THIS SUBTITLE, UNLESS EXEMPT UNDER CRITERIA ESTABLISHED BY THE SECRETARY WHICH SHALL INCLUDE THE FOLLOWING GROUPS OF INDIVIDUALS:

(I) ADULTS WHO ARE REQUIRED TO CARE FOR A CHILD WHO IS A RECIPIENT UNDER AGE 1;

(II) SUBJECT TO ITEM (IV) OF THIS PARAGRAPH, ADULTS AND CHILDREN WHO ARE RECIPIENTS AND WHO ARE SEVERELY DISABLED; AND

(III) SUBJECT TO ITEM (IV) OF THIS PARAGRAPH, CHILDREN 16 YEARS OF AGE AND OLDER WHO ARE NOT IN SCHOOL AND WHO ARE SEVERELY DISABLED; AND”;

strike in their entirety lines 22 through 24, inclusive; in line 25, strike “(4)” and substitute “(5)”;

(Over)

after line 26, insert:

“(C) AN INDIVIDUAL MAY NOT BE EXEMPT AS SEVERELY DISABLED UNDER SUBSECTION (B)(4) OF THIS SECTION FOR MORE THAN 12 MONTHS UNLESS:

(1) THAT INDIVIDUAL APPLIES FOR SUPPLEMENTAL SECURITY INCOME;  
AND

(2) THE APPLICATION IS APPROVED, PENDING, OR IN THE APPEAL STAGE.”.

AMENDMENT NO. 3

On page 11, in line 14, strike “AND”; after line 14, insert:

“(IV) SUBJECT TO ITEM (V) OF THIS PARAGRAPH, DO NOT EXCEED AN AMOUNT OF 3 MONTHS OF TEMPORARY CASH ASSISTANCE;

(V) MAY BE IN AN AMOUNT THAT EXCEEDS 3 MONTHS, BUT NO MORE THAN 12 MONTHS, OF TEMPORARY CASH ASSISTANCE IF THE DEPARTMENT DETERMINES THERE IS A COMPELLING NEED FOR SUCH AN AMOUNT; AND”;

in line 15, strike “(IV)” and substitute “(VI)”; in line 16, strike the period and substitute a semicolon; and in line 34, strike “; AND” and substitute “WHICH:

1. MAY NOT BE OFFERED OR CONDUCTED IN A MANNER  
THAT:

A. IS COERCIVE; OR

B. WILL VIOLATE THE RECIPIENT’S BONA FIDE RELIGIOUS BELIEFS AND PRACTICES OR CONFIDENTIALITY; AND

2. SHALL GIVE PREFERENCE TO ELIGIBLE TEEN PARENTS;  
AND”.

AMENDMENT NO. 4

On page 11, in line 31, after the comma insert “INCLUDING CHILD CARE.”; and in

line 37, after “IN” insert “A WORK OR”.

AMENDMENT NO. 5

On page 12, after line 11, insert:

“(D) THE SECRETARY SHALL DISREGARD 28 PERCENT OF A RECIPIENT’S EARNED INCOME IN CALCULATING ELIGIBILITY FOR THE PROGRAM.”;

and in lines 12, 16, and 20, strike “(D)”, “(E)”, and “(F)”, respectively, and substitute “(E)”, “(F)”, and “(G)”, respectively.

On page 13, in line 11, strike “(G)” and substitute “(H)”.

AMENDMENT NO. 6

On page 14, in line 11, strike “5” and substitute “3”; strike beginning with “OR” in line 12 down through “REQUIRE” in line 13 and substitute “UNLESS A DIFFERENT PERIOD OF TIME IS SET BY THE FEDERAL GOVERNMENT”; after line 21, insert:

“(E) FIFTY PERCENT OF ALL MONTHLY SOCIAL SECURITY BENEFITS RECEIVED BY AN SSI RECIPIENT SHALL BE EXCLUDED AS INCOME TO THE FAMILY FOR PURPOSES OF DETERMINING ELIGIBILITY FOR THE FIP PROGRAM.”;

and in line 22, strike “(E)” and substitute “(F)”.

AMENDMENT NO. 7

On page 15, in line 1, strike “(F)” and substitute “(G)”; strike in their entirety lines 4 through 22, inclusive; after line 22, insert:

“(2) ONCE AN INDIVIDUAL IS FOUND TO BE NOT IN COMPLIANCE WITH PROGRAM REQUIREMENTS, THE CASE WORKER SHALL INVESTIGATE THE REASONS FOR NONCOMPLIANCE.

(3) THE INVESTIGATION, TO THE EXTENT RESOURCES PERMIT, SHALL

(Over)

INCLUDE, BUT BE NOT LIMITED TO, PERSONAL CONTACT WITH THE FAMILY UNIT.

(4) THE SECRETARY MAY REDUCE OR TERMINATE TEMPORARY CASH ASSISTANCE TO A FAMILY NO EARLIER THAN 30 DAYS SUBSEQUENT TO THE FIRST INSTANCE OF NONCOMPLIANCE.

(5) FOR NONCOMPLIANCE WITH ANY PROGRAM REQUIREMENT OTHER THAN A WORK ACTIVITY, TEMPORARY CASH ASSISTANCE SHALL BE RESUMED UPON COMPLIANCE WITH THE PROGRAM REQUIREMENT.

(6) FOR NONCOMPLIANCE WITH A WORK ACTIVITY, TEMPORARY CASH ASSISTANCE SHALL BE RESUMED IN THE FOLLOWING MANNER:

(I) FOR THE FIRST INSTANCE OF NONCOMPLIANCE, TEMPORARY CASH ASSISTANCE SHALL BE RESUMED IMMEDIATELY UPON COMPLIANCE;

(II) FOR THE SECOND INSTANCE OF NONCOMPLIANCE, TEMPORARY CASH ASSISTANCE SHALL BE RESUMED AFTER 10 DAYS OF COMPLIANCE IN THE PROGRAM ACTIVITY; OR

(III) FOR THE THIRD AND ANY SUBSEQUENT INSTANCE OF NONCOMPLIANCE, TEMPORARY CASH ASSISTANCE SHALL BE RESUMED AFTER 30 DAYS OF COMPLIANCE WITH A WORK ACTIVITY.

(7) AFTER TERMINATION OF TEMPORARY CASH ASSISTANCE, THE RECIPIENT MAY RECEIVE TRANSITIONAL ASSISTANCE.

(8) UPON A DETERMINATION THAT TRANSITIONAL ASSISTANCE SHALL BE PROVIDED, THE TEMPORARY CASH ASSISTANCE THAT WOULD HAVE BEEN PAID TO THE ASSISTANCE UNIT SHALL BE PAID INSTEAD TO A NONPROFIT ORGANIZATION ON BEHALF OF THE RECIPIENT FOR A PERIOD NOT TO EXCEED 3 MONTHS.”;

in line 23, strike “(4)” and substitute “(9)”; and in line 27, strike “(G)” and substitute “(H)”.

AMENDMENT NO. 8

On page 15, after line 32, insert:

“(3) A RECIPIENT WHO HAS RECEIVED TRANSITIONAL ASSISTANCE MAY APPLY FOR THE FIP BENEFIT AND THE BENEFIT SHALL BE FURNISHED WITH REASONABLE PROMPTNESS TO ALL ELIGIBLE INDIVIDUALS.”;

in line 33, strike “(3)” and substitute “(4)”.

On page 16, in lines 4 and 8, strike “(4)” and “(5)”, respectively, and substitute “(5)” and “(6)”, respectively; and in line 11, strike “(H)” and substitute “(I)”.

AMENDMENT NO. 9

On page 17, after line 10, insert:

“(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE GOVERNOR SHALL PROVIDE SUFFICIENT FUNDS UNDER THIS SUBTITLE TO ENSURE THAT THE VALUE OF TEMPORARY CASH ASSISTANCE, COMBINED WITH FEDERAL FOOD STAMPS, IS AT A MINIMUM EQUAL TO 61 PERCENT OF THE STATE MINIMUM LIVING LEVEL.

(2) THE FUNDS UNDER THIS SUBSECTION MAY BE LESS THAN THE AMOUNT DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION IF THE GOVERNOR REPORTS TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1312 OF THE STATE GOVERNMENT ARTICLE, ON THE REASONS FOR THE REDUCED FUNDING FOR TEMPORARY CASH ASSISTANCE AND FOOD STAMPS.”;

in lines 11 and 21, strike “(C)” and “(D)”, respectively, and substitute “(D)” and “(E)”, respectively; and in line 11, after “DETERMINES” insert “DURING THE FISCAL YEAR”.

AMENDMENT NO. 10

On page 17, after line 25, insert:

“(3) RECIPIENTS WHO OBTAIN EMPLOYMENT SHALL REMAIN ELIGIBLE

(Over)

FOR MEDICAL ASSISTANCE UP TO 12 MONTHS AFTER THE DATE OF EMPLOYMENT.”.

AMENDMENT NO. 11

On page 46, in line 7, after “OVERSIGHT” insert “OF”; and in line 8, strike the first “OF”.

AMENDMENT NO. 12

On page 47, after line 2, insert:

“(A) IN THIS SECTION, “DATE OF EMPLOYMENT” MEANS THE DATE ON WHICH AN EMPLOYEE COMMENCES WORKING FOR AN EMPLOYER.”;

in line 3, strike “(A)” and substitute “(B)”; in lines 3 and 4, strike “WITHIN 14 DAYS OF AN EMPLOYEE’S BEGINNING EMPLOYMENT, THE EMPLOYEE’S EMPLOYER” and substitute “AN EMPLOYING UNIT”; strike beginning with the colon in line 5 down through “AND” in line 6, and substitute “THE”; in line 7, strike “; AND” and substitute “, THE EMPLOYING UNIT’S UNEMPLOYMENT INSURANCE EMPLOYER IDENTIFICATION NUMBER, AND THE DATE OF EMPLOYMENT.”; strike in their entirety lines 8 and 9; in line 10, strike “(B) EMPLOYERS MAY” and substitute “(C) THE EMPLOYING UNIT SHALL”; in line 11, strike “AUTHORIZED BY REGULATION”; in line 12, strike “(C)(1) ANY EMPLOYER WHO” and substitute “(D)(1) ANY EMPLOYING UNIT THAT”; in line 15, strike “UP TO”; in line 16, after “OCCURS” insert “, UNLESS THE SECRETARY WAIVES THE PENALTY FOR CAUSE”; in line 18, strike “EMPLOYER” and substitute “EMPLOYING UNIT”; and after line 18, insert:

“(E) AN ASSESSMENT UNDER THIS SECTION IS FINAL UNLESS, WITHIN 15 DAYS AFTER THE MAILING OF THE ASSESSMENT, AN EMPLOYING UNIT APPLIES TO THE SECRETARY FOR A HEARING THE SECRETARY MAY FORWARD THE APPLICATION TO THE OFFICE OF ADMINISTRATIVE HEARINGS FOR ADJUDICATION.

(F) THE DEPARTMENT OF HUMAN RESOURCES SHALL REIMBURSE THE SECRETARY FOR ALL COSTS INCURRED TO CARRY OUT THIS SECTION.”.

AMENDMENT NO. 13

On page 52, in line 28, strike “and”; after line 28, insert:

“(2) 60 percent of the savings that were generated for the 2-year period following the effective date of this Act shall remain with the originating local department of social services; and”; in line 29, strike “(2)” and substitute “(3)”; in line 30, after “avoidance,” insert “drug treatment for targeted recipients,”; and in line 38, after the period insert “A second chance home created as part of the pilot shall house no more than 20 teen parents and their children.”

AMENDMENT NO. 14

On page 53, after line 12, insert:

“SECTION 16. AND BE IT FURTHER ENACTED, That because the General Assembly recognizes that proposed congressional welfare reform legislation may mandate the development of a registry of new hires in each state, and that development of a new hire registry will permit data matching of employment records to child support enforcement cases and AFDC and food stamp records to bolster child support collections and reduce AFDC and food stamp eligibility error rates, the Department of Human Resources shall establish a task force of agency staff, staff from the Department of Labor, Licensing, and Regulation, and representatives of the business community to evaluate the burden on employers resulting from the development of a registry. The General Assembly is concerned with the potential burden imposed on employers by development of a registry. The task force should consider options for minimizing the impact of the reporting requirements on private sector employers as well as the option of not having a new hire registry. The Department of Human Resources should report to the General Assembly by September 15, 1996 on its findings.

SECTION 17. AND BE IT FURTHER ENACTED, That the Department of Human Resources, the Maryland State Department of Education, selected local departments of social services, and interested nonprofit organizations, shall jointly develop a pilot project to administer the “Home Instruction Program for Preschool Youngsters” to develop a home-based early intervention model for parents and their preschool children. The pilot shall begin on or before January 15, 1997, and shall continue for no more than 3 years. The Secretary of Human Resources shall report to the General Assembly on the success of the first year of operation of the pilot project before the start of the 1998 Session of the General Assembly.

SECTION 18. AND BE IT FURTHER ENACTED, That the Department of Labor, Licensing, and Regulation shall work with the Department of Human Resources in developing regulations and any contracts to execute the provisions of Section 5 of this Act.”;  
in line 13, strike “16.” and substitute “19.”; in line 14, strike “1996” and substitute “1997. It is the intent of the General Assembly that the Department of Labor, Licensing, and Regulation begin implementation of Section 5 of this Act, as soon as the requirements of Section 16 of this Act are met”; after line 14, insert:

“SECTION 20. AND BE IT FURTHER ENACTED, That provisions of §§ 16-203 and 16-208 of the Transportation Article, as enacted by Section 6 of this Act, and provisions of §§ 10-101 and 10-119 of the Family Law Article, as enacted by Section 4 of this Act, shall take effect October 1, 1996.”;

in line 15, strike “17.” and substitute “21.”; and in line 16, strike “9 and 16” and substitute “9, 19, and 20”.