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By: **Delegates McIntosh, W. Baker, Benson, Bobo, Conway, Goldwater,  
Hecht, James, A. Jones, V. Jones, Kagan, Kopp, Marriott,  
Nathan-Pulliam, and Pitkin**

Introduced and read first time: January 31, 2002  
Assigned to: Appropriations

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 23, 2002

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Family Investment Program - Earned Income Disregard**

3 FOR the purpose of altering the amount of the earned income that will be disregarded  
4 for the purposes of determining the amount of assistance an individual may  
5 receive under the Family Investment Program; ~~repealing a certain provisions~~  
6 ~~that provide for a termination of a certain increase in the amount of earned~~  
7 ~~income to be disregarded under the Program~~ provision requiring the Secretary  
8 of Human Resources to monitor certain federal legislative and regulatory  
9 actions and to make certain certifications under certain circumstances;  
10 repealing a certain provision of law providing for the abrogation of a certain  
11 enactment subject to a certain certification; prohibiting the increase in the  
12 earned income disregard under this Act from increasing certain expenditures;  
13 requiring the Department of Human Resources to ensure that certain time  
14 limits on the receipt of cash assistance do not apply under certain  
15 circumstances; providing for the termination of this Act under certain  
16 circumstances; and generally relating to earned income disregards under the  
17 Family Investment Program.

18 BY repealing and reenacting, with amendments,  
19 Article 88A - Department of Human Resources  
20 Section 49(d)  
21 Annotated Code of Maryland  
22 (1998 Replacement Volume and 2001 Supplement)

23 BY repealing

1 Chapter 469 of the Acts of the General Assembly of 1999  
 2 Section 4 ~~and 5~~

3 BY repealing and reenacting, with amendments,  
 4 Chapter 469 of the Acts of the General Assembly of 1999  
 5 Section 6

6 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
 7 MARYLAND, That the Laws of Maryland read as follows:

8 **Article 88A - Department of Human Resources**

9 49.

10 (d) (1) For applicants to the Family Investment Program, the amount of  
 11 assistance shall be computed by counting no more than 4 weeks of earned income in  
 12 any month and disregarding 20% of that earned income.

13 (2) For eligible Family Investment Program recipients who obtain  
 14 unsubsidized employment, the amount of assistance shall be computed by counting no  
 15 more than 4 weeks of earned income in any month and disregarding [35%] ~~45%~~ 40% of  
 16 that earned income.

17 **Chapter 469 of the Acts of 1999**

18 [SECTION 4. AND BE IT FURTHER ENACTED, That the Secretary of Human  
 19 Resources shall monitor federal legislative and regulatory action under the federal  
 20 Social Security Act and, if on or after July 1, 1999, amendments to the federal Social  
 21 Security Act or regulations adopted under the federal Social Security Act subject the  
 22 extended period of cash assistance resulting from this Act to federal time limits, the  
 23 Secretary of Human Resources shall certify this fact to the Joint Committee on  
 24 Welfare Reform of the General Assembly. On the date of certification, this Act shall be  
 25 null and void and of no force and effect. The Secretary of Human Resources shall  
 26 send a copy of the certification to the Department of Legislative Services.]

27 ~~SECTION 5. AND BE IT FURTHER ENACTED, That, if the Secretary of~~  
 28 ~~Human Resources determines that federal funding under the Temporary Assistance~~  
 29 ~~to Needy Families Block Grant has declined to the extent that an increase in State~~  
 30 ~~funds is necessary to fund this Act, the Secretary of Human Resources shall certify~~  
 31 ~~this fact to the Joint Committee on Welfare Reform of the General Assembly. On the~~  
 32 ~~date of the certification, this Act shall be null and void and of no force and effect. The~~  
 33 ~~Secretary of Human Resources shall send a copy of the certification to the~~  
 34 ~~Department of Legislative Services.]~~

35 SECTION 6. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 36 July 1, 1999. [It shall remain effective for a period of three years and, at the end of  
 37 June 30, 2002, with no further action required by the General Assembly, this Act shall  
 38 be abrogated and of no further force and effect.]

1     SECTION 2. AND BE IT FURTHER ENACTED, That, if the Secretary of  
2 Human Resources determines that federal funding under the Temporary Assistance  
3 to Needy Families Block Grant has declined to the extent that an increase in State  
4 funds is necessary to fund this Act, the Secretary of Human Resources shall certify  
5 this fact to the Joint Committee on Welfare Reform of the General Assembly. On the  
6 date of the certification, this Act shall be null and void and of no force and effect. The  
7 Secretary of Human Resources shall send a copy of the certification to the  
8 Department of Legislative Services.

9     SECTION 3. AND BE IT FURTHER ENACTED, That the increase in the  
10 earned income disregard provided in this Act may not increase State General Fund  
11 expenditures or expenditures from the reserve for future welfare costs in the  
12 Dedicated Purpose Fund.

13     SECTION 4. AND BE IT FURTHER ENACTED, That, subject to federal law  
14 and regulation, the Department of Human Resources shall ensure that, if a Family  
15 Investment Program recipient's eligibility for cash assistance is extended as a result  
16 of this Act, the extended period of cash assistance is not subject to federal and State  
17 time limits on the receipt of cash assistance.

18     ~~SECTION 5.~~ SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take  
19 effect October 1, 2002.