

SENATE BILL 53

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2002 Regular Session
2lr0962
CF 2lr0882

(PRE-FILED)

By: ~~Senator Lawlah~~ Senators Lawlah, Kelley, Green, Conway, Bromwell,
Mitchell, Middleton, Blount, Sfikas, and Hooper

Requested: November 15, 2001
Introduced and read first time: January 9, 2002
Assigned to: Finance

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: February 27, 2002

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 by 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.