

103^D CONGRESS
1ST SESSION

H. R. 1918

To reform the program of aid to families with dependent children.

IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 1993

Mr. WISE introduced the following bill; which was referred jointly to the Committees on Ways and Means, Energy and Commerce, and Education and Labor

A BILL

To reform the program of aid to families with dependent children.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Welfare Reform and
5 Responsibility Act of 1993”.

6 **SEC. 2. WORK REQUIRED IN EXCHANGE FOR AID TO FAMI-**
7 **LIES WITH DEPENDENT CHILDREN.**

8 (a) STATES REQUIRED TO INCLUDE A CWEP IN THE
9 JOBS PROGRAM.—Section 482(d)(1)(A) of the Social Se-
10 curity Act (42 U.S.C. 682(d)(1)(A)) is amended—

1 (1) in clause (i)—

2 (A) by striking “and” at the end of
3 subclause (III); and

4 (B) by adding at the end the following:

5 “(V) community work experience programs
6 as described in subsection (f); and”; and

7 (2) in clause (ii)—

8 (A) in subclause (II) by inserting “and” at
9 the end;

10 (B) in subclause (III), by striking “; and”
11 and inserting a period; and

12 (C) by striking subclause (IV).

13 (b) STATES REQUIRED TO ENROLL AFDC RECIPI-
14 ENTS WHO ARE NOT PARTICIPATING IN THE JOBS PRO-
15 GRAM AND ARE NOT EXEMPT FROM SUCH PARTICIPATION
16 IN A CWEP.—Section 402(a) of such Act (42 U.S.C.
17 602(a)) is amended—

18 (1) in paragraph (44), by striking “and” after
19 the semicolon;

20 (2) in paragraph (45), by striking the period
21 and inserting “; and”; and

22 (3) by inserting after paragraph (45) the fol-
23 lowing:

24 “(46)(A) require each recipient of aid under the
25 plan who has received such aid for at least 6 con-

1 secutive months, is not participating in the program
2 of the State under part F or any other program
3 which offers substantially equivalent education, job
4 training, or work activities designed to lead to em-
5 ployment, and is not described by any clause of
6 paragraph (19)(C), to participate in the State com-
7 munity work experience program established in ac-
8 cordance with section 482(f) for a number of hours
9 per month equal to the amount of such aid payable
10 monthly with respect to the family of which the re-
11 cipient is a member, divided by the greater of the
12 Federal minimum hourly wage or the applicable
13 State minimum hourly wage;

14 “(B) prohibit any such aid recipient from being
15 assigned to any position of employment which was
16 created before the date of the enactment of this
17 paragraph; and

18 “(C) require the State to regularly inspect and
19 report to the Secretary and the Secretary of Labor
20 on the sites, facilities, and procedures of the commu-
21 nity work experience program.”.

22 **SEC. 3. FRAUD REDUCTION.**

23 (a) STATES REQUIRED TO OPERATE TOLL-FREE
24 TELEPHONE NUMBER TO RECEIVE REPORTS OF FRAUD
25 OR ABUSE.—Section 402(a) of the Social Security Act (42

1 U.S.C. 602(a)), as amended by section 1(b) of this Act,
2 is amended—

3 (1) in paragraph (45), by striking “and” after
4 the semicolon;

5 (2) in paragraph (46), by striking the period
6 and inserting “; and”; and

7 (3) by inserting after paragraph (46) the fol-
8 lowing:

9 “(47) require the State to operate on a 24-
10 hour-a-day basis, and publicize the existence of, a
11 telephone number to which calls may be placed,
12 without charge to the caller, to report fraud or abuse
13 in the program carried out under the plan.

14 (b) LIMITATION ON AUTHORIZATION OF APPROPRIA-
15 TIONS FOR THE OFFICE OF INVESTIGATIONS IN THE OF-
16 FICE OF INSPECTOR GENERAL OF THE DEPARTMENT OF
17 HEALTH AND HUMAN SERVICES.—For the Office of In-
18 vestigations in the Office of Inspector General, Depart-
19 ment of Health and Human Services, there are authorized
20 to be appropriated not to exceed \$60,000,000 for fiscal
21 year 1994.

1 **SEC. 4. ASSESSMENTS OF NEEDS AND SKILLS; EMPLOY-**
2 **ABILITY PLANS.**

3 Section 402(a) of the Social Security Act (42 U.S.C.
4 602(a)), as amended by the preceding provisions of this
5 Act, is amended—

6 (1) in paragraph (46), by striking “and” after
7 the semicolon;

8 (2) in paragraph (47), by striking the period
9 and inserting “; and”; and

10 (3) by inserting after paragraph (47) the fol-
11 lowing:

12 “(48) provide that—

13 “(A) during the first month after the effec-
14 tive date of this paragraph in which aid is re-
15 ceived under the plan, the requirements of sec-
16 tion 482(b)(1) shall apply with respect to the
17 recipient; and

18 “(B) the employability plan developed for
19 the recipient must—

20 “(i) be designed to move the recipient
21 from aid to work in not more than 2 years;

22 “(ii) set specific goals and timetables
23 for reaching such goals; and

24 “(iii) be reviewed and updated not less
25 frequently than every 6 months.”.

1 **SEC. 5. ELIGIBILITY REVIEW.**

2 Section 402(a) of the Social Security Act (42 U.S.C.
3 602(a)), as amended by the preceding provisions of this
4 Act, is amended—

5 (1) in paragraph (47), by striking “and” after
6 the semicolon;

7 (2) in paragraph (48), by striking the period
8 and inserting “; and”; and

9 (3) by inserting after paragraph (48) the fol-
10 lowing:

11 “(49)(A) provide for the establishment of pan-
12 els, each composed of 3 former State judges, to—

13 “(i) annually review the circumstances of
14 recipients of aid under the plan who have re-
15 ceived such aid for 2 consecutive years;

16 “(ii) determine whether or not the recipi-
17 ent has fully participated in the program of the
18 State under part F and has made an effort to
19 become employed, and, if not, whether or not
20 circumstances beyond the control of the recipi-
21 ent have prevented such full participation or
22 employment; and

23 “(iii) reduce the amount of such aid pay-
24 able to the recipient if the recipient is not meet-
25 ing the participation requirements of the pro-
26 gram under part F; and

1 “(B) provide that the procedures established or
2 required by section 482(h) be used to resolve all dis-
3 putes arising out of determinations of such panels.”.

4 **SEC. 6. FAMILY PROVISIONS.**

5 (a) STATES REQUIRED TO OFFER PARENTING
6 COURSES TO ALL TEENAGE PARENTS NOT IN SCHOOL.—
7 Section 402(a) of the Social Security Act (42 U.S.C.
8 602(a)), as amended by the preceding provisions of this
9 Act, is amended—

10 (1) in paragraph (48), by striking “and” after
11 the semicolon;

12 (2) in paragraph (49), by striking the period
13 and inserting “; and”; and

14 (3) by inserting after paragraph (49) the fol-
15 lowing:

16 “(50) require the State to make available to all
17 parents in the State who have not attained the age
18 of 20 years and who are not attending school, a
19 course of instruction in parenting which includes
20 topics such as family planning, health, nutrition, and
21 child development.”.

22 (b) STATES REQUIRED TO ESTABLISH INCENTIVES
23 TO USE CERTAIN CONTRACEPTIVE METHODS.—

1 (1) IN GENERAL.—Section 402(a) of the Social
2 Security Act (42 U.S.C. 602(a)), as amended by the
3 preceding provisions of this Act, is amended—

4 (A) in paragraph (49), by striking “and”
5 after the semicolon;

6 (B) in paragraph (50), by striking the pe-
7 riod and inserting “; and”; and

8 (C) by inserting after paragraph (50) the
9 following:

10 “(51) require the State to establish a program
11 that provides incentives for recipients of aid under
12 the plan to use implanted, temporary, hormonal con-
13 traceptive devices.”.

14 (2) PAYMENTS TO STATES.—Section 403 of
15 such Act (42 U.S.C. 603) is amended by adding at
16 the end the following:

17 “(o) In addition to any payment under subsection (a)
18 or (l), each State shall be entitled to payments from the
19 Secretary of an amount equal to the Federal medical as-
20 sistance percentage (as defined in section 1905(b)) of the
21 expenditures by the State in operating the program re-
22 quired by section 402(a)(51).”.

1 **SEC. 7. EXPANSION OF JOB TRAINING AND EDUCATIONAL**
2 **OPPORTUNITIES.**

3 Section 403(l)(1)(A) of the Social Security Act (42
4 U.S.C. 603(l)(1)(A)) is amended—

5 (1) in clause (i), by striking “and”;

6 (2) in clause (ii), by striking the period and in-
7 serting “; and”; and

8 (3) by adding at the end the following:

9 “(iii) notwithstanding clauses (i) and (ii), with
10 respect to so much of such expenditures in a fiscal
11 year as exceed 60 percent of the State’s expendi-
12 tures to carry out a program under part F in the
13 fiscal year 1992, 100 percent.”.

14 **SEC. 8. WORK INCENTIVES; REDUCTION OF BARRIERS TO**
15 **EMPLOYMENT.**

16 (a) EARNED INCOME DISREGARD CHANGED TO EN-
17 COURAGE EMPLOYMENT.—

18 (1) IN GENERAL.—Section 402(a)(8)(B)(ii) of
19 the Social Security Act (42 U.S.C. 602(a)(8)(B)(ii))
20 is amended—

21 (A) in subclause (I), by striking “—” and
22 all that follows through “(b)”;

23 (B) in subclause (II)—

24 (i) by striking “the provisions of
25 subclause (II) of such subparagraph to any
26 month after such month, or apply”;

1 (ii) by striking “either”.

2 (2) CONFORMING AMENDMENTS.—

3 (A) Section 402(a)(37) of such Act (42
4 U.S.C. 602(a)(37)) is amended by striking
5 “paragraph (8)(B)(ii)(II)” and inserting “the
6 inapplicability of paragraph (8)(A)(iv)”.

7 (B) Section 402(g)(1)(A)(ii) of such Act
8 (42 U.S.C. 602(g)(1)(a)(II)) is amended by
9 striking “subsection (a)(8)(B)(ii)(II)” and in-
10 sserting “the inapplicability of subsection
11 (a)(8)(A)(iv)”.

12 (C) Section 482(e)(2)(G)(ii) of such Act
13 (42 U.S.C. 682(e)(2)(G)(ii)) is amended by
14 striking “the provisions of subparagraph
15 (A)(iv)” and all that follows and inserting “sec-
16 tion 402(a)(8)(A)(iv) without regard to the time
17 limitation of such section”.

18 (D) Section 1925(a)(1) of such Act (42
19 U.S.C. 1396r-6(a)(1)) is amended by striking
20 “section 402(a)(8)(B)(ii)(II)” and inserting
21 “the inapplicability of section
22 402(a)(8)(A)(iv)”.

23 (b) OPTIONAL STATE EXTENSION OF MEDICAID EN-
24 ROLLMENT FOR CERTAIN FORMER AFDC RECIPIENTS.—

1 (1) OPTIONAL EXTENSION FOR 2 ADDITIONAL
2 YEARS.—

3 (A) IN GENERAL.—Section 1925(b)(1) of
4 such Act (42 U.S.C. 1396r-6(b)(1)) is amended
5 by striking the period at the end and inserting
6 the following: “, and may provide that the State
7 shall offer to each such family the option of ex-
8 tending coverage under this subsection for any
9 of the first 4 succeeding 6-month periods, in
10 the same manner and under the same condi-
11 tions as the option of extending coverage under
12 this subsection for the first succeeding 6-month
13 period.”.

14 (B) CONFORMING AMENDMENT.—The
15 heading for such section is amended by striking
16 “REQUIREMENT” and inserting “IN GENERAL”.

17 (2) PREMIUM FOR ADDITIONAL EXTENSION PE-
18 RIODS BASED ON SLIDING SCALE.—

19 (A) IN GENERAL.—Section 1925(b)(5)(B)
20 of such Act (42 U.S.C. 1396r-6(b)(5)(B)) is
21 amended by adding at the end the following
22 new sentence: “With respect to such a premium
23 in a premium payment period occurring during
24 the 2nd, 3rd, 4th, or 5th additional extension
25 period provided under this subsection, the State

1 shall (subject to subparagraph (C)) base the
2 amount of the premium on a sliding scale based
3 on the family's ability to pay the premium.”.

4 (B) CONFORMING AMENDMENT.—The
5 heading for such section is amended by striking
6 “OFFERED” and inserting “OFFERED OR FAM-
7 ILY INCOME”.

8 (3) OTHER CONFORMING AMENDMENTS.—Sec-
9 tion 1925(b) of such Act (42 U.S.C. 1396r-6(b)) is
10 amended—

11 (A) in the heading, by striking “EXTEN-
12 SION” and inserting “EXTENSIONS”;

13 (B) in paragraph (2)(B)(ii)—

14 (i) in the heading, by striking “PE-
15 RIOD” and inserting “PERIODS”, and

16 (ii) by striking “in the period” and in-
17 serting “in each of the 6-month periods”;

18 (C) in paragraph (3)(A), by striking “the
19 6-month period” and inserting “any 6-month
20 period”;

21 (D) in paragraph (4)(A), by striking “the
22 extension period” and inserting “any extension
23 period”; and

24 (E) in paragraph (5)(D)(i), by striking “is
25 a 3-month period” and all that follows and in-

1 serting the following: “is, with respect to a par-
2 ticular 6-month additional extension period pro-
3 vided under this subsection, a 3-month period
4 beginning with the 1st or 4th month of such ex-
5 tension period.”.

6 (4) EFFECTIVE DATE.—The amendments made
7 by paragraphs (1), (2), and (3) shall apply to cal-
8 endar quarters beginning on or after January 1,
9 1994.

10 (c) STATE OPTION TO EXTEND CHILD CARE FOR UP
11 TO 3 YEARS.—Section 402(g)(1)(A)(iii) of such Act (42
12 U.S.C. 602(g)(1)(A)(iii)) is amended by inserting “(or, at
13 the option of the State, a period of not more than 36
14 months)” after “12 months”.

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