

House Bill 3095

Sponsored by Representative HICKS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Limits to 12 months period of time that each dependent child in household may receive benefits under temporary assistance for needy families program. Reduces from 60 months to 12 months period of time that needy caretaker relative may receive benefits on behalf of child. Eliminates exceptions to time limit.

A BILL FOR AN ACT

1
2 Relating to time limits on receipt of temporary assistance for needy families program benefits;
3 amending ORS 412.079.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 412.079 is amended to read:

6 412.079. (1) [*Except as provided in subsections (2) and (3) of this section,*] A [*needy caretaker rel-*
7 *ative*] **dependent child** may not receive aid under ORS 412.006 for more than a total of [60] **12**
8 months.

9 [(2) *The Department of Human Services may not count toward the 60-month limit on receipt of aid*
10 *described in subsection (1) of this section any month in which a needy caretaker relative:*]

11 [(a) *Receives a grant of temporary assistance to needy families under ORS 412.001 to 412.069, or*
12 *assistance funded under Title IV-A of the Social Security Act in this or another state, prior to July*
13 *1, 2003;*]

14 [(b) *Resides in an area described in 18 U.S.C. 1151, and 50 percent or more of the adult residents*
15 *in the area are unemployed;*]

16 [(c) *Is, in that month, a minor child and neither the head of the household nor married to the head*
17 *of the household;*]

18 [(d) *Receives aid under ORS 412.001 to 412.155 that is not funded with grants under Title IV-A*
19 *of the Social Security Act;*]

20 [(e) *Is enrolled at an educational institution under ORS 412.016;*]

21 [(f) *Is exempt from time limits pursuant to rules adopted by the department in accordance with*
22 *section 408(a)(7)(C) of the Social Security Act; or*]

23 [(g) *Is unable to obtain or maintain employment for a sufficient number of hours in a month to*
24 *satisfy the federally required participation rates because the needy caretaker relative:*]

25 [(A) *Is a victim of domestic violence as defined in ORS 411.117;*]

26 [(B) *Has a certified learning disability;*]

27 [(C) *Has a mental health condition or an alcohol or drug abuse problem;*]

28 [(D) *Has a disability as defined by the department by rule in a manner consistent with the defi-*
29 *inition of disability in the Americans with Disabilities Act;*]

30 [(E) *Has a child with a disability;*]

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 *[(F) Is deprived of needed medical care; or]*

2 *[(G) Is subjected to battery or extreme cruelty as defined by the department by rule.]*

3 *[(3) A needy caretaker relative may not be denied aid on the basis of the 60-month limitation de-*
4 *scribed in subsection (1) of this section if the individual is experiencing a situation described in sub-*
5 *section (2) of this section.]*

6 *[(4)(a)]* **(2)(a)** The Department of Human Services shall monitor the average period of time a
7 person receives aid and shall record such information by family size. The department shall monitor
8 the wages and benefits received by an individual who becomes employed while receiving aid, in-
9 cluding medical and child care benefits. The department shall monitor and record the rate at which
10 persons who cease receiving aid for employment subsequently apply for and receive aid.

11 (b) The department shall report the results of the monitoring required under paragraph (a) of
12 this subsection to the Legislative Assembly not later than the 15th day of each legislative session.

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