

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 833

H. P. 626

House of Representatives, February 2, 1965

Referred to Committee on Health and Institutional Services. Sent up for concurrence and ordered printed.

JEROME G. PLANTE, Clerk

Presented by Mr. Levesque of Madawaska.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Relating to Relatives' Financial Responsibility to Recipients of Aid to the Aged, Blind or Disabled.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., T. 22, § 3401, amended. Section 3401 of Title 22 of the Revised Statutes is amended to read as follows:

§ 3401. Application for aid

Applications for aid to the aged, blind or disabled shall be made to the department on forms provided by the department. Said applications shall contain such information as may be required by the department.

An application shall ~~not be considered unless~~ accompanied by ~~an individual~~ a sworn statement ~~made on the part of the spouse, parents and each adult child~~ of said applicant, if residing in this State and accessible. Such ~~statements~~ **statement** shall include full information regarding ~~individual~~ income, assets and liabilities. If such applicant has previously applied and there ~~are~~ **is** on file with the department ~~any of the necessary a sworn statements~~ **statement**, then the applicant need only furnish such additional sworn statements as the department may require. If the applicant is unable to obtain the sworn statement from such ~~child, parents or~~ spouse, then upon proof of his inability to do so, the department shall obtain such statement or the required information from any available source and proceed to process the application. Any determination made under this section shall be subject to the right of appeal by the applicant under section 3411.

~~When the parent child relationship between a parent and child was broken~~

during the minority of the child and no significant relationship has ever been resumed, such person shall not be considered as a child of such parent in chapters 951 to 957.'

Sec. 2. R. S., T. 22, § 3403, sub-§ 2, amended. Subsection 2 of section 3403 of Title 22 of the Revised Statutes is amended to read as follows:

'2. **Income and assets of spouse.** ~~An~~ **A** individual sworn statement made ~~on the part of each adult child, parents and~~ **and by the** spouse of said recipient residing in this State, and such ~~statements~~ **statement** shall include full information regarding ~~individual~~ income, assets and liabilities.

If the recipient is unable to obtain the sworn statement from such ~~child, parents, or~~ spouse, then upon proof of his inability to do so, the department shall obtain such statement or the required information from any available source and proceed to process the case. Any determination made under this section shall be subject to the right of appeal by the recipient under section 3411.'

Sec. 3. R. S., T. 22, § 3452, amended. The first paragraph of section 3452 of Title 22 of the Revised Statutes is amended to read as follows:

'The spouse ~~parents and adult child~~ of a recipient of aid to the aged, blind or disabled, shall, if of sufficient ability, be responsible for the partial or total support of such persons. In determining the ability of such ~~relative~~ **spouse**, his assets as well as his income shall be considered.'

Sec. 4. R. S., T. 22, § 3452, amended. Section 3452 of Title 22 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

'The department shall encourage and stimulate voluntary contributions ~~from the parents and adult children of the recipients of such aid, if such relatives are of sufficient ability to contribute toward the support of such recipients.'~~