

MAINE STATE LEGISLATURE

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1

L.D. 2390

2

(Filing No. H-734)

3

STATE OF MAINE

4

HOUSE OF REPRESENTATIVES

5

113TH LEGISLATURE

6

SECOND REGULAR SESSION

7

COMMITTEE AMENDMENT "^B" to H.P. 1744, L.D. 2390,
8 Bill, "AN ACT to Establish the Additional Support for
9 People in Retraining and Education Program."

10

Amend the Bill by striking out everything after
11 the enacting clause and inserting in its place the
12 following:

13

'Sec. 1. 22 MRSa §3106 is enacted to read:

14

§3106. Telephone subsidies

15

The department may participate in the
16 determination of eligibility for various subsidies of
17 telephone costs for low-income people as established
18 by the Public Utilities Commission pursuant to Title
19 35-A, section 7101.

20

Sec. 2. 22 MRSa §§3741-A and 3741-B are enacted
21 to read:

22

§3741-A. Recipients with children 3 years of age and
23 older

24

The department may seek a waiver from the United
25 States Department of Health and Human Services to
26 establish special eligibility requirements for
27 assistance under this chapter to require participants

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1 with children 3 years of age and older to register for
2 the Additional Support for People in Retraining and
3 Education Program established in chapter 1054-A. The
4 eligibility requirements under this waiver shall
5 provide that:

6 1. Current exemptions. No recipient may be
7 required to register who would otherwise be exempt
8 from registration under the United States Social
9 Security Act, United States Code, Title 42, Section
10 602, Subsection 19 and rules promulgated pursuant
11 thereto; and

12 2. Volunteers given priority. Volunteers shall
13 have priority with respect to participation in the
14 program.

15 §3741-B. Teenage parents

16 The department may establish a program for teenage
17 participants with children designed to encourage
18 completion of education and enhance self-sufficiency
19 and may require registration in the program. Failure
20 to register and actively participate in this program
21 may not result in ineligibility for benefits under
22 this chapter. Any supplemental support services, such
23 as child care and transportation, may be withheld
24 until the teenage parent actively participates in the
25 required program.

26 Sec. 3. 22 MRSA §3773, sub-§3, ¶F, as repealed
27 and replaced by PL 1983, c. 730, §5, is amended to
28 read:

29 F. Ensuring that there is substantial
30 coordination between the Welfare Employment,
31 Education and Training Program and the Federal Job
32 Training Partnership Act or its successors in the
33 operation of the Additional Support for People in
34 Retraining and Education Program; and

35 Sec. 4. 22 MRSA §3776, sub-§3, ¶A, as amended
36 by PL 1983, c. 730, §7, is further amended to read:

37 A. The assessment procedure for each registrant
38 shall be accomplished through direct personal

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1 contact with staff of the Welfare Employment,
2 Education and Training Program or by contract with
3 the Job Training Partnership Act established in
4 Title 26, chapter 25. The assessment procedure
5 shall be jointly monitored and evaluated by the
6 Department of Human Services and the Department of
7 Labor. The staff shall be advised by the
8 Department of Educational and Cultural Services of
9 all available education and training
10 opportunities, and shall make that information
11 available to each registrant during the assessment
12 process.

13 Sec. 5. 22 MRSA c. 1054-A is enacted to read:

14 CHAPTER 1054-A

15 ADDITIONAL SUPPORT FOR PEOPLE IN

16 RETRAINING AND EDUCATION PROGRAM

17 §3781. Additional Support for People in Retraining
18 and Education Program; established

19 1. Administration. The Additional Support for
20 People in Retraining and Education Program is
21 established and shall be administered by the
22 Department of Human Services and jointly operated by
23 the Department of Human Services and the Department of
24 Labor and other state agencies having responsibilities
25 relating to the goals of this program. The Department
26 of Human Services may contract with the Department of
27 Labor to implement this program in selected areas of
28 the State.

29 2. Purpose. The purpose of this program is to
30 provide services and support to recipients of Aid to
31 Families with Dependent Children and food stamps and
32 to reduce dependence on public assistance. The
33 principal goal shall be to assist the recipient in
34 securing stable employment which pays wages sufficient
35 to maintain adequate family income without public
36 assistance.

37 3. Contract. The department and the client shall
38 enter into a contract to embody the goals of the
39 client and the services and support of the program.

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1 §3782. Program

2 1. Services and support. Services and support
3 shall include those which are provided under the
4 relevant provisions of Title 22, chapter 1053, Aid to
5 Dependent Children; Title 22, chapter 1054, the Job
6 Opportunities Act of 1981; and Title 26, chapter 25,
7 the Job Training Partnership Act.

8 2. Responsibilities. The program shall be
9 jointly operated by the Department of Labor and the
10 Department of Human Services.

11 A. In areas where the Department of Human
12 Services and the Department of Labor jointly
13 provide service, the Department of Human Services
14 is responsible, through case management, for
15 coordinating the following functions:
16 Identification of program participants'
17 pretraining needs; provisions of prevocational
18 training as it relates to social development and
19 life skills adjustment; and provision of support
20 services. The Department of Labor is responsible
21 for coordinating the following functions:
22 Identification of training needs; provision of
23 prevocational training as it relates to
24 employability development; provision of skills
25 training; provision of access to education; and
26 job placement.

27 B. In areas where the Department of Human
28 Services contracts with the Department of Labor,
29 all the functional responsibilities referenced in
30 paragraph A shall be assumed by the Department of
31 Labor's Job Training Partnership Act established
32 pursuant to Title 26, chapter 25.

33 §3783. Transitional support services

34 The Department of Human Services shall establish a
35 program to provide transitional support services,
36 including transportation and child care services, to
37 former recipients of the Aid to Families with
38 Dependent Children program who have become ineligible
39 for services under that program because of earnings
40 from employment obtained as a result of participation
41 in the Additional Support for People in Retraining and

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1 Education Program. Transitional support services may
2 be available to families for up to 12 months beginning
3 with the month in which such ineligibility begins and
4 shall be available only in the months in which the
5 caretaker relative is employed.

6 §3784. Medical assistance program

7 1. Program established; eligibility. The
8 department may provide extended medical assistance to
9 former recipients of Aid to Families with Dependent
10 Children who have become ineligible for financial
11 assistance under that program because of earnings from
12 employment obtained as a result of participation in
13 the Additional Support for People in Retraining and
14 Education program. Families with gross monthly income
15 equaling more than 150% of the federal poverty income
16 guidelines shall be ineligible for extended medical
17 assistance under this section.

18 2. Duration and scope of coverage. The extended
19 medical assistance shall be limited to 12 months
20 beginning with the month in which eligibility for Aid
21 to Families with Dependent Children financial
22 assistance terminates and shall be provided only in
23 months in which the caretaker relative is employed.
24 The scope and amount of medical assistance provided
25 under this section shall be the same as if the family
26 were receiving cash assistance under the Aid to
27 Families with Dependent Children Program.

28 3. Payment requirements. No family receiving
29 extended medical assistance under this section whose
30 gross monthly income equals or is less than 110% of
31 the federal poverty income guidelines established as
32 required by the United States Omnibus Budget
33 Reconciliation Act of 1981, Public Law 97-35, Sections
34 652 and 673 (2), may be required to pay any premium,
35 deductible, copayment or similar charge for such
36 assistance.

37 Families with gross monthly income over 110%, but not
38 more than 150%, of the federal poverty income
39 guidelines shall pay a monthly premium for such
40 assistance in accordance with a graduated scale, the
41 average payment under which shall be \$28 a month.

42 4. Effective date; termination date. This
43 program shall be implemented on January 1, 1989, and
44 shall terminate on June 30, 1989.

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1 5. Development of plan. The Department of Human
2 Services shall develop a plan for the provision of
3 extended health insurance coverage to convene on July
4 1, 1989. This plan shall be presented to the joint
5 standing committee of the Legislature having
6 jurisdiction over human resources no later than
7 January 15, 1989.

8 §3785. Notification to the Legislature

9 The department shall notify the joint standing
10 committee of the Legislature having jurisdiction over
11 human resources of any request for waivers from the
12 United States Department of Health and Human Services
13 or any other federal agency concerning the Additional
14 Support for People in Retraining and Education Program.

15 §3786. Rules

16 The department shall promulgate rules in
17 accordance with the Maine Administrative Procedure
18 Act, Title 5, chapter 375, for the implementation of
19 this chapter.

20 §3787. Availability of funds

21 Nothing in this chapter may be construed to mean
22 that any department, agency, institution or program
23 shall be required to obligate or expend funds beyond
24 existing funds available to them for these purposes.

25 Sec. 6. 22 MRSA §4311, sub-§1-B is enacted to
26 read:

27 1-B. Reimbursement for administrative expenses;
28 demonstration programs. The department may, at the
29 discretion of the commissioner, establish
30 demonstration programs to reimburse municipalities for
31 a portion of the reasonable administrative costs of
32 their general assistance programs. The demonstration
33 programs may be conducted on a competitive basis and
34 may be in effect for limited periods of time.

35 Sec. 7. 26 MRSA §2013, sub-§9, as enacted by PL
36 1987, c. 466, §3, is amended to read:

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1 9. Dependent care and transportation services. No
2 person eligible for services under Titles II and III
3 of the United States Job Training Partnership Act,
4 Public Law 97-300, and displaced homemakers, as
5 defined in section 1601, may be denied access to or
6 participation in these programs as a result of
7 dependent care needs, transportation needs or other
8 supportive services necessary; and

9 Sec. 8. 26 MRSA §2013, sub-§9-A is enacted to
10 read:

11 9-A. Coordination with the Additional Support for
12 People in Retraining and Education Program.
13 Coordination with the Additional Support for People in
14 Retraining and Education Program established in Title
15 22, chapter 1054-A; and

16 Sec. 9. Appropriation. The following funds are
17 appropriated from the General Fund to carry out the
18 purposes of this Act.

19 1988-89

20 HUMAN SERVICES, DEPARTMENT OF

21 Health Insurance Subsidy
22 Program

23 All Other \$ 730,000

24 Provides funds,
25 effective January 1,
26 1989, for extension of
27 medical benefits for
28 former recipients of
29 Aid to Families with
30 Dependent Children who
31 have obtained
32 employment through the
33 Welfare, Employment
34 and Education Training
35 program or Project
36 Opportunity and who do
37 not have medical

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1 insurance provided as
2 a benefit of
3 employment (Additional
4 Support for People in
5 Retraining and
6 Education Program).

7 Income Maintenance -
8 Regional

9	Positions	(12)
10	Personal Services	296,980
11	All Other	67,925
12	Capital Expenditures	6,230

13 Provides funds,
14 effective October 1,
15 1988, to implement
16 improved eligibility
17 determination, client
18 assessment,
19 information and
20 referral. Two Fraud
21 Investigators, 4
22 Income Maintenance
23 Supervisors, one
24 Manager, 4 Medicaid
25 Specialists and one
26 Clerk Typist II.
27 (Additional Support
28 for People in
29 Retraining and
30 Education Program.)

31 Administration -
32 Income Maintenance

33	Positions	(5)
34	Personal Services	138,269
35	All Other	236,200
36	Capital Expenditures	3,652

37 Provides funds,
38 effective October 1,
39 1988, for improvement
40 of Bureau of Income

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1	Maintenance management	
2	systems in order to	
3	effectively operate	
4	current and new	
5	programs. One Deputy	
6	Director, one Division	
7	Director, one Manager	
8	and 2 Clerk Typist	
9	II's. (Additional	
10	Support for People in	
11	Retraining and	
12	Education Program).	
13	General Assistance -	
14	Reimbursement to Cities	
15	and Towns	
16	All Other	112,500
17	Provides funds for	
18	providing	
19	municipalities with a	
20	portion of the	
21	administrative cost of	
22	the General Assistance	
23	Program and	
24	administering work	
25	programs. (Additional	
26	Support for People in	
27	Retraining and	
28	Education Program).	
29	Welfare Employment, Education	
30	and Training	
31	Positions	(6)
32	Personal Services	135,961
33	All Other	964,202
34	Capital Expenditures	10,891
35	Provides funds to	
36	expand client services	
37	and staff to achieve	
38	the objectives of the	
39	Additional Support for	

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1 People in Retraining
2 and Education
3 Program. Two Welfare,
4 Education and
5 Employment Training
6 Specialists and 4
7 Casework Supervisors
8 are funded effective
9 October 1, 1988.

10 Welfare Employment,
11 Education and Training

12 All Other 1,737,000

13 Provides funds to
14 purchase additional
15 education, training
16 and employment
17 services for welfare
18 recipients to achieve
19 the objectives of the
20 Additional Support for
21 People in Retraining
22 and Education Program.

23 Family Services Program

24	Positions	(1)
25	Personal Services	35,524
26	All Other	104,243
27	Capital Expenditures	2,331

28 Provides funds to fund
29 one program director
30 of support services in
31 the Family Services
32 Program to achieve the
33 objectives of the
34 Additional Support for
35 People in Retraining
36 and Education Program.

37 Services to Adolescent
38 Mothers

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1	All Other	389,945
2	Provides funds to	
3	expand the Family	
4	Services Program by	
5	purchasing case	
6	management services to	
7	achieve the objectives	
8	of the Additional	
9	Support for People in	
10	Retraining and	
11	Education Program.	
12	Aid to Families with	
13	Dependent Children	
14	All Other	310,000
15	Provides funds to	
16	adjust the Aid to	
17	Families with	
18	Dependent Children	
19	Standard of Need in	
20	order to allow	
21	increased earnings for	
22	Aid to Families with	
23	Dependent Children	
24	recipients, effective	
25	January 1, 1989.	
26	(Additional Support	
27	for People in	
28	Retraining and	
29	Education Program.)	
30	Medical Care - Payments to	
31	Providers	
32	All Other	140,000
33	Provides funds to meet	
34	medical payments for	
35	Aid to Families with	
36	Dependent Children	
37	recipients resulting	
38	from increase in	
39	Standard of Need	

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1 effective January 1,
2 1989.

3 DEPARTMENT OF HUMAN SERVICES
4 TOTAL \$5,421,853

5 Sec. 10. Allocation. The following funds
6 are allocated from the Federal Expenditure Fund to
7 carry out the purposes of this Act.

8 1988-89

9 HUMAN SERVICES, DEPARTMENT OF

10 Income Maintenance -
11 Regional

12	Positions	(16)
13	Personal Services	\$ 387,900
14	All Other	62,950
15	Capital Expenditures	9,712

16 Allocates funds,
17 effective October 1,
18 1988, to implement
19 improved eligibility
20 determination, client
21 assessment,
22 information and
23 referral. One Clerk
24 Typist II, 4 Income
25 Maintenance
26 Supervisors, 6 Fraud
27 Investigators, One
28 Human Services Aide
29 and 4 Income
30 Maintenance
31 Specialists.

32 Administration - Income
33 Maintenance

34	Positions	(4)
35	Personal Services	116,262
36	All Other	232,350
37	Capital Expenditures	2,745

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1 Allocates funds,
2 effective October 1,
3 1988, for improvement
4 of Bureau of Income
5 Maintenance management
6 systems in order to
7 effectively operate
8 current and new
9 programs. One Division
10 Director, one
11 Financial Analyst and
12 2 Program Specialists.

13 Welfare Employment, Education
14 and Training

15	Positions	(6)
16	Personal Services	131,878
17	All Other	1,841,904
18	Capital Expenditures	4,296

19 Allocates funds to
20 expand staff and
21 supportive services to
22 achieve the objectives
23 of welfare reform. Six
24 Welfare Employment,
25 Education and Training
26 Specialists are funded
27 effective October 1,
28 1988.

29 Welfare Employment, Education
30 and Training

31	All Other	3,077,000
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32 Allocates funds to
33 purchase additional
34 education, training
35 and employment
36 services for welfare
37 recipients to achieve
38 the objectives of
39 welfare reform. Funds

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1 will be transferred to
 2 the Department of
 3 Labor to hire staff to
 4 administer programs.

5 Family Services Program

6 Positions (1)
 7 Personal Services 24,289
 8 All Other 113,241
 9 Capital Expenditures 1,432

10 Allocates funds to
 11 expand staff and
 12 supportive services to
 13 achieve the objectives
 14 of welfare reform and
 15 adds 1 Program
 16 Specialist I position.

17 Family Services Program

18 All Other 397,324

19 Allocates funds to
 20 expand the Family
 21 Services Program by
 22 purchasing case
 23 management services to
 24 achieve the objectives
 25 of welfare reform.

26 Aid to Families with
 27 Dependent Children

28 All Other 623,200

29 Allocates funds to
 30 adjust the Aid to
 31 Families with
 32 Dependent Children
 33 Standard of Need by
 34 10% in order to allow
 35 increased earnings for
 36 Aid to Families with
 37 Dependent Children

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1	recipients.	
2	Administration - Income	
3	Maintenance	
4	Positions	(41)
5	Personal Services	987,253
6	All Other	88,400
7	Capital Expenditures	30,200
8	Allocates funds to	
9	increase child support	
10	enforcement staff to	
11	upgrade effectiveness	
12	and increase revenues	
13	available to the	
14	department and	
15	citizens. Two Support	
16	Enforcement Senior	
17	Field Supervisors, 2	
18	Social Services	
19	Program Specialist II	
20	positions, 3 Human	
21	Services Enforcement	
22	Agents, 20 Human	
23	Services Aide III	
24	positions and 14 Clerk	
25	Typist II positions.	
26	Medical Care - Payments to	
27	Providers	
28	All Other	281,400
29	Allocates funds to	
30	cover increased	
31	medical payments	
32	resulting from	
33	increase in Standard	
34	of Need.	
35	DEPARTMENT OF HUMAN SERVICES	
36	TOTAL	<u>\$8,413,736</u>

37 Sec. 11. Allocation. The following funds are
 38 allocated from Other Special Revenue Funds to carry
 39 out the purposes of this Act.

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1		<u>1988-89</u>
2	<u>HUMAN SERVICES, DEPARTMENT OF</u>	
3	Administration - Income	
4	Maintenance	
5	Positions	(19)
6	Personal Services	\$455,850
7	All Other	46,600
8	Capital Expenditures	13,450
9		
10	Total	<u>\$515,900</u>

11 Allocates funds to
 12 provide for increased
 13 Child Support
 14 Enforcement Staff to
 15 upgrade effectiveness
 16 and increase revenues
 17 available to the
 18 department and
 19 citizens. One Support
 20 Enforcement Field
 21 Supervisor, 6 Human
 22 Services Enforcement
 23 Agents, 8 Human
 24 Services Aide III
 25 positions, 3 Clerk
 26 Typist III positions
 27 and one Clerk Typist
 28 II position.

29 FISCAL NOTE

30 Enactment of this bill will require a General Fund
 31 appropriation of \$5,421,853 in fiscal year 1988-89, a
 32 federal allocation of \$8,413,736, and a special
 33 revenue allocation of \$515,900. This bill also
 34 creates 111 new positions: Twenty-four General Fund,
 35 68 federally-funded and 19 special revenue. The funds
 36 for the Additional Support for People in Retraining
 37 and Education Program are included in the Supplemental
 38 Budget.

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1 Section 2 also enacts a mandatory registration
2 requirement for the Family Services Program, FSP, for
3 teenage parents who are recipients of AFDC. Failure
4 to register and actively participate in the program
5 will not result in ineligibility for basic AFDC
6 benefits; however, supplemental support services, such
7 as child care and transportation, may be withheld
8 pending participation in the program.

9 Sections 3, 4, 5, and 8 establish the ASPIRE
10 program. The components of this proposal, under this
11 amendment, are as follows.

12 1. The goal of ASPIRE is to assist people in
13 getting a job which pays well enough to support their
14 family without public assistance.

15 2. It shall be administered by the Department of
16 Human Services and jointly operated by the Department
17 of Human Services, the Department of Labor, and other
18 state agencies having ASPIRE responsibilities.

19 3. The Department of Human Services and the
20 ASPIRE recipient shall enter into a contract to
21 provide ASPIRE support and services to help the client
22 meet program goals.

23 4. Services and support shall be provided under
24 the AFDC and the Job Training Partnership Act, JTPA
25 programs. The program shall be jointly operated by
26 the Department of Labor and the Department of Human
27 Services. The State will be divided into areas where
28 the Department of Labor and the Department of Human
29 Services jointly provide services in areas where the
30 Department of Labor provides services under contract
31 with the Department of Human Services.

32 5. Transitional support services such as
33 transportation and child care may be provided to
34 ASPIRE recipients who become employed and lose their
35 AFDC eligibility.

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1 6. The ASPIRE program authorizes the Department
2 of Human Services to provide extended medical
3 assistance for ASPIRE recipients who become employed
4 and lose their eligibility for Medicaid. The medical
5 assistance shall be the same as if the family were
6 receiving cash assistance under AFDC. Families with
7 income under 110% of the federal poverty income
8 guidelines will not be required to pay any premium,
9 deductibles or copayments. Families with income of
10 110% to 150% of the federal poverty income guidelines
11 will pay a portion of the premium, based on their
12 earnings. Families with income over 150% of the
13 federal poverty guidelines will not receive medical
14 assistance. The extended medical assistance shall be
15 available for up to 12 months after the recipient
16 loses AFDC eligibility. The extended medical
17 assistance program sunsets June 30, 1989. The
18 Department of Human Services will develop a plan to
19 provide extended health insurance coverage beginning
20 July 1, 1989 and shall present this plan to the Joint
21 Standing Committee on Human Resources by January 15,
22 1989.

23 7. The Department of Human Services shall notify
24 the Joint Standing Committee on Human Resources of any
25 request for waivers from the Federal Government
26 concerning the ASPIRE program.

27 Section 6 authorizes the Department of Human
28 Services to establish demonstration projects to
29 reimburse municipalities for a portion of the
30 reasonable administrative costs of their general
31 assistance program.

32 The appropriation in this amendment also provides
33 funds for additional staff in the Fraud Investigation
34 Unit and the Child Support Enforcement Unit.

35

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