

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

SECOND SPECIAL SESSION-1996

Legislative Document

No. 1895

H.P. 1394

House of Representatives, September 4, 1996

**An Act to Authorize the Department of Human Services to Accept
Federal Funds and to Make Certain Expenditures.**

(EMERGENCY)

Received by the Clerk of the House on September 3, 1996. Referred to the Committee on Appropriations and Financial Affairs pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative KERR of Old Orchard Beach. (GOVERNOR'S BILL)
Cosponsored by Senator HANLEY of Oxford and
Representative FITZPATRICK of Durham, Senator: PENDEXTER of Cumberland.

2

1996-97

4 **HUMAN SERVICES, DEPARTMENT OF**

6 **Administration - Social Services**

8	All Other	\$4,197,079
	Capital Expenditures	2,706,634

10

12 Provides for the allocation of funds for the
Maine Automated Child Welfare Information
System, MACWIS.

14

16 **DEPARTMENT OF HUMAN SERVICES**

16	TOTAL	\$6,903,713
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18

20 **Sec. A-3. Allocation.** The following funds are allocated from
the Other Special Revenue funds for the fiscal year ending June
30, 1997 to carry out the purposes of this Part.

22

1996-97

24

26 **HUMAN SERVICES, DEPARTMENT OF**

28 **Administration - Social Services**

28

28	All Other	\$2,213,027
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30

32 Notwithstanding Public Law
1995, chapter 665, Part U,
section 1, provides for the
34 allocation of funds from
Maximus-related initiatives
36 for the Maine Automated Child
Welfare System, MACWIS.

38

40 **DEPARTMENT OF HUMAN SERVICES**

40	TOTAL	\$2,213,027
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44 **Sec. A-4. Retroactivity.** Section 1 of this Part applies
retroactively to April 1, 1996.

44

46

PART B

48

Sec. B-1. Authorization to accept Federal Block Grant Funds.

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52 Effective October 1, 1996, the Department of Human Services may
accept Federal Block Grant Funds provided to the State under the
federal Personal Responsibility and Work Opportunity
Reconciliation Act of 1996, PL 104-193.

2 **Sec. B-2. Authorization to expend Federal Block Grant Funds.** The
3 Department of Human Services may expend Federal Block Grant Funds
4 provided to the State under the federal Personal Responsibility
5 and Work Opportunity Reconciliation Act of 1996 in accordance
6 with federal allocation levels previously authorized by the 117th
7 Legislature and in accordance with the Department of Human
8 Services rules existing on the effective date of this Part on
9 pass-through of child support funds. If the amount of block
10 grant funds received under the federal Personal Responsibility
11 and Work Opportunity Reconciliation Act of 1996, however, is
12 greater than the amount previously allocated by the 117th
13 Legislature, the additional amounts accrue in the federal
14 Personal Responsibility and Work Opportunity Reconciliation Act
15 of 1996 Block Grant account until allocation of these funds by
16 the Legislature.

18 **Sec. B-3. Compliance with federal law.** Notwithstanding any other
19 provision of law, the Department of Human Services shall comply
20 with all federal block grant funding restrictions under the
21 federal Personal Responsibility and Work Opportunity
22 Reconciliation Act of 1996. The department shall also expend
23 federal Personal Responsibility and Work Opportunity
24 Reconciliation Act of 1996 Federal Block Grant Funds within the
25 limitations of section 5 of this Part to maintain all state
26 welfare programs authorized on the effective date of this Part by
27 state laws and rules.

28 **Sec. B-4. Full implementation of the federal Personal Responsibility
29 and Work Opportunity Reconciliation Act of 1996.** The Department of
30 Human Services shall submit legislation proposing expenditures of
31 accrued federal Personal Responsibility and Work Opportunity
32 Reconciliation Act of 1996 Federal Block Grant Funds as referred
33 to in section 2 of this Part and any other related changes to
34 Maine's welfare programs to implement the federal Personal
35 Responsibility and Work Opportunity Act of 1996 to the
36 Legislature by April 1, 1997.

38 **Sec. B-5. Allocations.** The following funds are allocated from
39 the Federal Block Grant Funds under the federal Personal
40 Responsibility and Work Opportunity Reconciliation Act of 1996
41 Federal Block Grant for the fiscal year ending June 30, 1997 to
42 carry out the purposes of this Part.

2

4 **HUMAN SERVICES, DEPARTMENT OF**6 **Departmentwide**

8 Unallocated \$46,264,739

10 Provides for the allocation of funds
 11 pursuant to the federal Personal
 12 Responsibility and Work Opportunity
 13 Reconciliation Act of 1996. The
 14 Commissioner of Human Services shall
 15 recommend to the State Budget Officer the
 16 amounts that apply to each Federal Block
 17 Grant Program in the Department of Human
 18 Services related to the federal Personal
 19 Responsibility and Work Opportunity
 20 Reconciliation Act of 1996. Notwithstanding
 21 the Maine Revised Statutes, Title 5, section
 22 1585, the State Budget Officer shall apply
 23 those amounts against each Federal Block
 24 Grant Program in the Department of Human
 25 Services as allocated adjustments.

26

27 **Sec. B-6. Budget plans.** The Commissioner of Human Services
 28 shall submit Federal Expenditure Fund and Federal Block Grant
 29 Fund allocations to the First Regular Session of the 118th
 30 Legislature to comply with the federal Personal Responsibility
 31 and Work Opportunity Reconciliation Act of 1996.

32

33 **Emergency clause.** In view of the emergency cited in the
 34 preamble, this Act takes effect when approved.

36

38

SUMMARY

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41 This bill allocates federal funds and Other Special Revenue
 42 funds to the Department of Human Services for the purpose of
 43 completing the Maine Automated Child Welfare Information System,
 44 MACWIS. The bill also clarifies a section of Public Law 1995,
 45 chapter 665, which restricts the use of Maximus-generated
 46 revenue, to authorize payment of costs of recovery, including
 47 contract fees.

48

49 This bill also authorizes the Department of Human Services
 50 to accept Federal Block Grant Funds under the federal Personal

2 Responsibility and Work Opportunity Reconciliation Act of 1996,
PL 104-193, for the purposes of continuing current state welfare
4 policy. The bill states that any additional funds accrued over
and above the amount previously allocated will accrue in the
6 federal Personal Responsibility and Work Opportunity
Reconciliation Act of 1996 Block Grant account. The bill directs
8 the Department of Human Services to maintain all existing state
welfare programs authorized by current state laws and rules,
10 including the rules on pass-through of child support funds and
legal immigrant families. The bill also directs the Department
12 of Human Services to submit legislation to the 118th Legislature
for the use of any additional federal Personal Responsibility and
14 Work Opportunity Reconciliation Act of 1996 funds and related
welfare program changes.