

105TH CONGRESS
1ST SESSION

S. 671

To clarify the family violence option under the temporary assistance to needy families program.

IN THE SENATE OF THE UNITED STATES

APRIL 30, 1997

Mr. WELLSTONE (for himself and Mrs. MURRAY) introduced the following bill;
which was read twice and referred to the Committee on Finance

A BILL

To clarify the family violence option under the temporary assistance to needy families program.

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. FINDINGS.**

4 Congress finds that—

5 (1) the intent of Congress in amending part A
6 of title IV of the Social Security Act (42 U.S.C. 601
7 et seq.) in section 103(a) of the Personal Respon-
8 sibility and Work Opportunity Reconciliation Act of
9 1996 (Public Law 104–193; 110 Stat 2112) was to
10 allow States to take into account the effects of the

1 epidemic of domestic violence in establishing their
 2 welfare programs, by giving States the flexibility to
 3 grant individual, temporary waivers for good cause
 4 to victims of domestic violence who meet the criteria
 5 set forth in section 402(a)(7)(B) of the Social Secu-
 6 rity Act (42 U.S.C. 602(a)(7)(B));

7 (2) the allowance of waivers under such sections
 8 was not intended to be limited by other, separate,
 9 and independent provisions of part A of title IV of
 10 the Social Security Act (42 U.S.C. 601 et seq.); and

11 (3) under section 402(a)(7)(A)(iii) of such Act
 12 (42 U.S.C. 602(a)(7)(A)(iii)), requirements under
 13 the temporary assistance for needy families program
 14 under part A of title IV of such Act may, for good
 15 cause, be waived for so long as necessary.

16 **SEC. 2. CLARIFICATION OF WAIVER PROVISIONS RELATING**
 17 **TO VICTIMS OF DOMESTIC VIOLENCE.**

18 (a) IN GENERAL.—Section 402(a)(7) of the Social
 19 Security Act (42 U.S.C. 602(a)(7)) is amended by adding
 20 at the end the following:

21 “(C) NO NUMERICAL LIMITS.—In imple-
 22 menting this paragraph, a State shall not be
 23 subject to any numerical limitation in the
 24 granting of good cause waivers under subpara-
 25 graph (A)(iii).

1 “(D) WAIVERED INDIVIDUALS NOT IN-
2 CLUDED FOR PURPOSES OF CERTAIN OTHER
3 PROVISIONS OF THIS PART.—Any individual to
4 whom a good cause waiver of compliance with
5 this Act has been granted in accordance with
6 subparagraph (A)(iii) shall not be included for
7 purposes of determining a State’s compliance
8 with the participation rate requirements set
9 forth in section 407, for purposes of applying
10 the limitation described in section
11 408(a)(7)(C)(ii), or for purposes of determining
12 whether to impose a penalty under paragraph
13 (3), (5), or (9) of section 409(a).”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 subsection (a) takes effect as if it had been included in
16 the enactment of section 103(a) of the Personal Respon-
17 sibility and Work Opportunity Reconciliation Act of 1996
18 (Public Law 104–193; 110 Stat. 2112).

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