

111TH CONGRESS  
1ST SESSION

# H. R. 141

To require those applying for, and renewing, SCHIP, TAA, and ATAA benefits to present documentation proving both citizenship and identity in order to receive those benefits.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 2009

Mr. GALLEGLY introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To require those applying for, and renewing, SCHIP, TAA, and ATAA benefits to present documentation proving both citizenship and identity in order to receive those benefits.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. REQUIREMENT FOR PRESENTATION OF DOCU-**  
2 **MENTATION PROVING BOTH CITIZENSHIP**  
3 **AND IDENTITY IN ORDER TO RECEIVE BENE-**  
4 **FITS UNDER SCHIP, TAA, AND ATAA.**

5 (a) IN GENERAL.—Notwithstanding any other provi-  
6 sion of law, as a condition of receiving benefits under  
7 SCHIP, TAA, and ATAA, an individual who is applying  
8 for such benefits (including applying for renewal of such  
9 benefits) shall present satisfactory documentation pro-  
10 viding both citizenship and identity.

11 (b) ACCEPTABLE DOCUMENTATION.—The following  
12 shall constitute acceptable documentation for purposes of  
13 subsection (a):

14 (1) ACCEPTABLE PRIMARY DOCUMENTATION  
15 FOR IDENTIFICATION AND CITIZENSHIP.—

16 (A) A Certificate of Naturalization (DHS  
17 Forms N–550 or N–570).

18 (B) A Certificate of U.S. Citizenship  
19 (DHS Forms N–560 or N–561).

20 (2) A COMBINATION OF AN ACCEPTABLE SEC-  
21 ONDARY DOCUMENTATION TO VERIFY PROOF OF  
22 CITIZENSHIP AND AN ACCEPTABLE DOCUMENTATION  
23 TO VERIFY IDENTITY.—

24 (A) IN GENERAL.—A document described  
25 in subparagraph (B) and a document described  
26 in subparagraph (C).

1 (B) ACCEPTABLE DOCUMENTATION TO  
2 VERIFY PROOF OF CITIZENSHIP.—

3 (i) A U.S. birth certificate.

4 (ii) A Certification of birth issued by  
5 the Department of State (Form DS-  
6 1350).

7 (iii) A Report of Birth Abroad of a  
8 U.S. Citizen (Form FS-240).

9 (iv) A Certification of Birth Abroad  
10 (FS-545).

11 (v) A U.S. Citizen I.D. card (DHS  
12 Form I-197).

13 (vi) An American Indian Card issued  
14 by the Department of Homeland Security  
15 with the classification code “KIC” (Issued  
16 by the Department of Homeland Security  
17 to identify U.S. citizen members of the  
18 Texas Band of Kickapoos living near the  
19 U.S./Mexican border).

20 (vii) Final adoption decree.

21 (viii) Evidence of civil service employ-  
22 ment by the United States government be-  
23 fore June 1976.

1 (ix) An official military record of serv-  
2 ice showing a place of birth in the United  
3 States.

4 (x) A Northern Mariana Identification  
5 Card (Issued by the Immigration and Nat-  
6 uralization Service to a collectively natural-  
7 ized citizen of the United States who was  
8 born in the Northern Mariana Islands be-  
9 fore November 4, 1986).

10 (C) ACCEPTABLE DOCUMENTATION TO  
11 VERIFY PROOF OF IDENTITY.—

12 (i) A current State driver's license  
13 bearing the individual's picture or State  
14 identity document also with the individ-  
15 ual's picture.

16 (ii) Certificate of Indian Blood, or  
17 other U.S. American Indian/Alaska Native  
18 tribal document.

19 (iii) A school identification card with  
20 a photograph of the individual.

21 (iv) U.S. military card or draft record.

22 (v) Identification card issued by the  
23 Federal, State, or local government with  
24 the same information included on driver's  
25 licenses.

1 (vi) Military dependent's identification  
2 card.

3 (vii) Native American Tribal docu-  
4 ment.

5 (viii) U.S. Coast Guard Merchant  
6 Mariner card.

7 (ix) Data matches with other agencies  
8 can be used to verify identity such as those  
9 with Federal or State governmental, public  
10 assistance, law enforcement, or corrections  
11 agencies, at the State's option. Such agen-  
12 cies may include food stamps, child sup-  
13 port, corrections, including juvenile deten-  
14 tion, motor vehicle, or child protective serv-  
15 ices.

16 (D) SPECIAL IDENTITY RULES FOR CHIL-  
17 DREN UNDER 16.—In the case of a child under  
18 16 years of age, the following documents may  
19 be used for purposes of establishing identity  
20 under subparagraph (C):

21 (i) A clinic, doctor, hospital, or school  
22 record. School records may include nursery  
23 or daycare records and report cards. If the  
24 State accepts such records, it must verify  
25 them with the issuing school.

1                   (ii) If no previous document is avail-  
2                   able, an affidavit may be used. An affidavit  
3                   is only acceptable if it is signed under pen-  
4                   alty of perjury by a parent, guardian, or  
5                   caretaker relative stating the date and  
6                   place of the birth of the child.

7           (c) DEFINITIONS.—In this section:

8                   (1) The term “SCHIP” means the program  
9                   under title XXI of the Social Security Act.

10                   (2) The term “TAA” means the program of  
11                   trade adjustment assistance under chapter 2 of title  
12                   II of the Trade Act of 1974.

13                   (3) The term “ATAA” means the program of  
14                   alternative trade adjustment assistance under 246 of  
15                   the Trade Act of 1974.

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