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ACCEPTED AS FRIENDLY

  
Councilmember Jim Graham

**AN AMENDMENT**

# 1

**IN THE COUNCIL OF THE DISTRICT OF COLUMBIA**

**Date:** June 26, 2013

**Amendment offered by:** Councilmember Graham

**To:** Amendment in the Nature of a Substitute to the Fiscal Year 2014  
Budget Support Emergency Act of 2013, Bill 20-199

**Version:** Introduced  
Committee Print  
First Reading  
Amended First Reading  
Engrossed  
Enrolled  
Unidentified  
Amendment in the Nature of a Substitute X

**Amendment:**

**Section 5163 (Title V, Subtitle N. Temporary Assistance for Needy Families Time Limit, Page 81, Lines 1-23) is amended as follows:**

- (1) Amend subsection (b) to read as follows:  
“(b) Section 511b (D.C. Official Code § 4-205.11b) is amended as follows:
  - (1) Subsection (c) is repealed.
  - (2) Subsection (d) is repealed.
  - (3) Subsection (f) is repealed.”.
- (2) Amend subsection (c) to read as follows:  
“(c) Section 572a(a) (D.C. Official Code 4-205.72a(a)) is amended as follows:
  - (1) The lead-in language is amended by striking the number "2012" and inserting the number "2013" in its place.
  - (2) Paragraph (3)(D) is amended by striking the phrase "old; or" and inserting the phrase "old;" in its place.
  - (3) Paragraph (4) is repealed.
  - (4) New paragraphs (5) and (6) are added to read as follows:

“(5) Is a parent or caretaker who is 60 years of age or older; or  
“(6) Is the head of an assistance unit who is meeting the full requirements of his or her Individual Responsibility Plan and can show that he or she is enrolled in an accredited postsecondary education program or a Department of Employment Services approved job training program in which he or she is working towards the attainment of a degree, certificate, or official credential.”.

(3) Add a new subsection (d) to read as follows:

“(c) Section 519a (D.C. Official Code § 4-205.19a) is amended as follows:

(1) Subsection (c) is repealed.

(2) Subsection (d) is amended by striking the phrase “and TANF hardship extensions”.

(4) Add a new subsection (e) to read as follows:

“(e) Other than victims of domestic violence, pursuant to section 572a(a)(2)(A), no TANF recipients eligible for POWER pursuant to section 572a may receive case management services beyond the services currently being received on the effective date of this act, unless the Department of Human Services deems such services as necessary and funding is available”.

#### **Rationale:**

Currently, under the provisions of the Temporary Assistance for Needy Families Time Limit Amendment Act of 2012, a parent or caretaker who is 60 years or older and the head of an assistance unit who is meeting the full requirements of his or her Individual Responsibility Plan and can show that he or she is enrolled in an accredited postsecondary education program or a Department of Employment Services approved job training program in which he or she is working towards the attainment of a degree, certificate, or official credential may be eligible to receive an extension of the 60-month time limit on a hardship basis. Additionally, those who qualify for hardship extension receive a TANF benefit payment equal to the level of payment for which they would be eligible if they had not exceeded the 60 month time limit. However, according to the Department on Human Services, the restoration of a client’s benefit payment would require upgrades to the ACEDS system which cannot be accomplished without derailing the October 1, 2013 deployment of the Health Benefit Exchange under Health Reform, which would result in significant cost implications.

This amendment will accomplish the goal of the legislation by expanding POWER eligibility to include two additional TANF populations, a parent or caretaker who is 60 years or older and the head of an assistance unit who is meeting the full requirements of his or her Individual Responsibility Plan and can show that he or she is enrolled in an accredited postsecondary education program or a Department of Employment Services approved job training program in which he or she is working towards the attainment of a degree, certificate, or official credential. This amendment also repeals provisions of the legislation that reference the hardship extension.

Finally, this amendment ensures that case management services, under the Temporary Assistance for Needy Families Time Limit Amendment Act of 2012, will only be provided for TANF

recipients who are victims of domestic violence and qualify for POWER. The amendment requires that the agency provide case management services for other expanded POWER populations only if such services are deemed necessary and funds are sufficient.

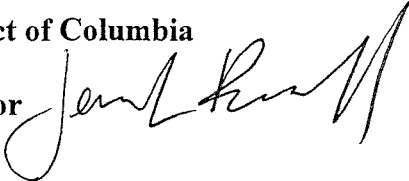
**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Office of the Budget Director**



Jennifer Budoff  
Budget Director

**FISCAL IMPACT STATEMENT**

**TO:** The Honorable Phil Mendelson  
Chairman, Council of the District of Columbia

**FROM:** Jennifer Budoff - Budget Director 

**DATE:** June 26, 2013

**SHORT TITLE:** B20-199, "Fiscal Year 2014 Budget Support Act of 2013"

**TYPE:** Amendment

**REQUESTED BY:** Councilmember Jim Graham

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**Conclusion**

This legislation will not have an adverse impact on the District's budget and financial plan because there is no cost associated with implementing this legislation.

**Background**

This amendment would amend Subtitle (V)(N), the "Temporary Assistance for Needy Families Time Limit" accordingly:

- 1) Strike out language that provides two TANF populations —i) a parent or caretaker who is 60 years or older; and ii) the head of an assistance unit meeting his/her Individual Responsibility Plan and is enrolled in an accredited post-secondary education or approved job training program—the ability to receive extensions to the 60-month time limit on a hardship basis;
- 2) Include language to transfer the two abovementioned TANF populations to the POWER program;
- 3) Repeal additional language that references the TANF hardship extensions; and
- 4) Include a provision which ensures that case management services under the Temporary Assistance for Needy Families Time Limit Amendment Act of 2012 only be provided to TANF recipients who are victims of domestic violence and qualify for POWER, *unless* DHS deem that services are necessary for other recipients *and* sufficient funding is available.

The fiscal impact estimate provided by the OCFO for the underlying bill estimates that the total costs of providing TANF extensions and hardship exemptions for particular TANF recipients<sup>1</sup> would cost approximately \$3.7M in FY 2014 and \$20.5M in the four-year financial period (See chart below for OCFO estimate).

Estimate for Subtitle V.Q. POWER & TANF( EXCEPT Caretaker with child under 12 months )						
	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	4 Year Total
Additional benefits payments	\$0	\$1,475,352	\$2,390,070	\$3,678,544	\$3,678,544	\$11,222,511
DHS administrative costs	\$150,000	\$2,209,935	\$2,276,233	\$2,344,520	\$2,414,855	\$9,245,542
<b>Total Negative Fiscal Impact</b>	<b>\$150,000</b>	<b>\$3,685,287</b>	<b>\$4,666,303</b>	<b>\$6,023,064</b>	<b>\$6,093,399</b>	<b>\$20,468,053</b>

**Assumptions:**

Estimate does not include:

- 1) caretaker with child under 12 months in POWER

*Provided by the Office of Revenue Analysis, Office of the Chief Financial Officer, on May 2013.*

The Council's FY 2014 Proposed Budget identifies \$3.7M in FY 2014 to address the abovementioned costs. However, according to the Department on Human Services, the restoration of a client's TANF benefit payment in FY 2014 would require upgrades to the agency's computer system and may consequently require additional funding to implement the legislation.

By moving all TANF clients who would have been eligible for TANF extensions into the POWER program, the amendment is expected to mitigate additional administrative costs involved in implementing the program in FY 2014. In addition, given that this amendment only reserves case management services to victims of domestic violence, the agency is not legally required to provide case management services to other TANF recipients, unless those services are deemed necessary by the agency *and* sufficient resources are available.

**Analysis of Impact on Spending**

This legislation will not adversely impact spending.

**Analysis of Impact on Revenue**

This legislation will not adversely impact revenue.

<sup>1</sup> Specifically, these include families caring for a child with a physical or a physical or mental disability, victims of domestic violence, families where the adult is elderly, families in which the parent is a minor, and families in which the parent is enrolled in an approved training or GED program.