

**HOUSE JOINT RESOLUTION NO. 36**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**EIGHTEENTH LEGISLATURE - FIRST SESSION**

**BY REPRESENTATIVES BRICE, Navarre, B.Davis, Finkelstein, Brown, Nordlund, James**

**Introduced: 3/26/93**

**Referred: Health, Education & Social Services**

**A RESOLUTION**

1 **Urging the federal Department of Health and Human Services to repeal the "100-**  
2 **hour rule" relating to employment of certain persons receiving AFDC and to**  
3 **replace it with a regulation that will serve as an incentive for AFDC recipients**  
4 **to accept part-time employment.**

5 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 **WHEREAS** aid to families with dependent children (AFDC) includes aid for a child  
7 of a parent who is less than fully employed; and

8 **WHEREAS** the Congress, in 42 U.S.C. 607(a), has allowed the federal Department  
9 of Health and Human Services to define the meaning of "unemployed" with respect to the  
10 AFDC program; and

11 **WHEREAS** the federal Department of Health and Human Services, in 45 C.F.R.  
12 233.100, defines "unemployed " to mean being employed less than 100 hours per month; and

13 **WHEREAS** this "100-hour rule," which denies benefits to families where a parent  
14 works more than 100 hours in a month, fosters dependency, increases the cost of the program,  
15 and wastes state and federal program dollars; and

16 **WHEREAS** this rule frequently means that AFDC recipients cannot afford to accept

1 any work that would put them over the 100-hour limit even though they would still be less  
2 than fully employed; and

3       **WHEREAS**, because of this rule, families that might work themselves off of AFDC  
4 turn down part-time work and stay on AFDC hoping for a job that will pay enough to support  
5 them, thereby giving up a source of income that would partially support the family and reduce  
6 their AFDC benefits;

7       **BE IT RESOLVED** that the Alaska State Legislature requests the federal Department  
8 of Health and Human Services to repeal the "100-hour rule" in 45 C.F.R. 233.100 and replace  
9 it with a regulation that will encourage AFDC recipients to accept part-time employment while  
10 still remaining eligible for partial AFDC benefits.

11       **COPIES** of this resolution shall be sent to the Honorable Bill Clinton, President of the  
12 United States; Donna E. Shalala, Secretary of Health and Human Services; and to the  
13 Honorable Ted Stevens and the Honorable Frank Murkowski, U.S. Senators, and the  
14 Honorable Don Young, U.S. Representative, members of the Alaska delegation in Congress.