

STATE OF ALASKA
THE LEGISLATURE

1994

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CSHJR 36(HES)

Legislative
Resolve No.
27



Urging the federal Department of Health and Human Services to repeal the "100-hour rule" relating to employment of certain persons receiving AFDC and to replace it with a regulation that will serve as an incentive for AFDC recipients to accept employment of more than 100 hours a month.

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

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

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

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

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

WHEREAS this rule frequently means that AFDC recipients cannot afford to accept any work that would put them over the 100-hour limit even though they would still be less

than fully employed; and

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

BE IT RESOLVED that the Alaska State Legislature requests the federal Department of Health and Human Services to repeal the "100-hour rule" in 45 C.F.R. 233.100 and replace it with a regulation that will encourage AFDC recipients to accept employment, regardless of the number of hours worked, remaining eligible for AFDC benefits as long as the amount of their income does not exceed the state's standard of need.

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