

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 1197

Chapter 312, Laws of 1993
(partial veto)

53rd Legislature
1993 Regular Session

PUBLIC ASSISTANCE--INCENTIVES TO WORK OR COMPLETE SCHOOLING

EFFECTIVE DATE: Sections 2 & 11 take effect on 7/1/94, pending approval of funding; Sections 3, 4, & 5 take effect on 7/1/93, pending approval of funding.

Passed by the House April 24, 1993
Yeas 94 Nays 0

BRIAN EBERSOLE
**Speaker of the
House of Representatives**

Passed by the Senate April 16, 1993
Yeas 38 Nays 9

JOEL PRITCHARD
President of the Senate

Approved May 12, 1993, with the exception of section 6, which is vetoed.

MIKE LOWRY
Governor of the State of Washington

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1197** as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON
Chief Clerk

FILED

May 12, 1993 - 10:40 a.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1197

AS AMENDED BY THE SENATE

Passed Legislature - 1993 Regular Session

State of Washington

53rd Legislature

1993 Regular Session

By House Committee on Human Services (originally sponsored by Representatives Leonard, Cooke, Riley, Flemming, Valle, Brown, G. Cole, Mielke, Veloria, Wineberry, Dorn, Anderson, J. Kohl, Karahalios, H. Myers, Vance, Ogden, King, Jones, Eide, Johanson, R. Meyers, Cothorn, Roland, Holm, Wolfe, Franklin, Thibaudeau, Springer, Basich, Kremen, Foreman, Kessler, Campbell, Dunshee, Lemmon, Linville and Pruitt)

Read first time 02/26/93.

1 AN ACT Relating to public assistance; amending RCW 74.25.020;
2 reenacting and amending RCW 74.04.005; adding new sections to chapter
3 74.04 RCW; adding a new section to chapter 74.12 RCW; adding a new
4 chapter to Title 74 RCW; creating new sections; providing effective
5 dates; and declaring an emergency.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** The legislature finds that:

8 (1) Public assistance is intended to be a temporary financial
9 relief program, recognizing that families can be confronted with a
10 financial crisis at any time in life. Successful public assistance
11 programs depend on the availability of adequate resources to assist
12 individuals deemed eligible for the benefits of such a program. In
13 this way, eligible families are given sufficient assistance to reenter
14 productive employment in a minimal time period.

15 (2) The current public assistance system requires a reduction in
16 grant standards when income is received. In most cases, family income
17 is limited to levels substantially below the standard of need. This is
18 a strong disincentive to work. To remove this disincentive, the

1 legislature intends to allow families to retain a greater percentage of
2 income before it results in the reduction or termination of benefits;

3 (3) Employment, training, and education services provided to
4 employable recipients of public assistance are effective tools in
5 achieving economic self-sufficiency. Support services that are
6 targeted to the specific needs of the individual offer the best hope of
7 achieving economic self-sufficiency in a cost-effective manner;

8 (4) State welfare-to-work programs, which move individuals from
9 dependence to economic independence, must be operated cooperatively and
10 collaboratively between state agencies and programs. They also must
11 include public assistance recipients as active partners in self-
12 sufficiency planning activities. Participants in economic independence
13 programs and services will benefit from the concepts of personal
14 empowerment, self-motivation, and self-esteem;

15 (5) Many barriers to economic independence are found in federal
16 statutes and rules, and provide states with limited options for
17 restructuring existing programs in order to create incentives for
18 employment over continued dependence;

19 (6) The legislature finds that the personal and societal costs of
20 teenage childbearing are substantial. Teen parents are less likely to
21 finish high school and more likely to depend upon public assistance
22 than women who delay childbearing until adulthood; and

23 (7) The legislature intends that an effort be made to ensure that
24 each teenage parent who is a public assistance recipient live in a
25 setting that increases the likelihood that the teen parent will
26 complete high school and achieve economic independence.

27 NEW SECTION. **Sec. 2.** For purposes of determining the amount of
28 grant payments to recipients of aid to families with dependent
29 children, all countable nonexempt earned income shall be subtracted
30 from an amount equal to fifty-five percent of the need standard. The
31 department shall adopt rules necessary to implement the intent of this
32 section.

33 NEW SECTION. **Sec. 3.** The department shall amend the state plan to
34 eliminate the one hundred hour work rule for recipients of aid to
35 families with dependent children-employable. The department shall seek
36 federal approval for the amendment to the state plan and report on

1 federal action to the appropriate standing committees of the
2 legislature by December 1, 1993.

3 NEW SECTION. **Sec. 4.** The department shall initiate a pilot
4 project using electronic benefit transfer technology for the food
5 stamp, aid to families with dependent children, and women, infant, and
6 children programs. The department shall report to the appropriate
7 standing committees of the legislature on the project implementation
8 status by December 1, 1994.

9 **Sec. 5.** RCW 74.04.005 and 1992 c 165 s 1 and 1992 c 136 s 1 are
10 each reenacted and amended to read as follows:

11 For the purposes of this title, unless the context indicates
12 otherwise, the following definitions shall apply:

13 (1) "Public assistance" or "assistance"«Public aid to persons in
14 need thereof for any cause, including services, medical care,
15 assistance grants, disbursing orders, work relief, general assistance
16 and federal-aid assistance.

17 (2) "Department"«The department of social and health services.

18 (3) "County or local office"«The administrative office for one or
19 more counties or designated service areas.

20 (4) "Director" or "secretary" means the secretary of social and
21 health services.

22 (5) "Federal-aid assistance"«The specific categories of assistance
23 for which provision is made in any federal law existing or hereafter
24 passed by which payments are made from the federal government to the
25 state in aid or in respect to payment by the state for public
26 assistance rendered to any category of needy persons for which
27 provision for federal funds or aid may from time to time be made, or a
28 federally administered needs-based program.

29 (6)(a) "General assistance"«Aid to persons in need who:

30 (i) Are not eligible to receive federal-aid assistance, other than
31 food stamps and medical assistance; however, an individual who refuses
32 or fails to cooperate in obtaining federal-aid assistance, without good
33 cause, is not eligible for general assistance;

34 (ii) Meet one of the following conditions:

35 (A) Pregnant: PROVIDED, That need is based on the current income
36 and resource requirements of the federal aid to families with dependent
37 children program: PROVIDED FURTHER, That during any period in which an

1 aid for dependent children employable program is not in operation, only
2 those pregnant women who are categorically eligible for medicaid are
3 eligible for general assistance; (~~(or)~~)

4 (B) Under twenty years of age and ineligible for aid to families
5 with dependent children solely due to federal age requirements, and are
6 full-time students reasonably expected to complete a program of
7 secondary school or the equivalent level of vocational or technical
8 training before the end of the month in which the person reaches age
9 twenty. Reasonably expected to complete a program of secondary school
10 or the equivalent level of vocational or technical training means
11 maintaining a grade point average equal to or greater than a 2.5. For
12 purposes of determining payment amount, the student is considered a
13 member of the aid to families with dependent children household of
14 which the student would be a member but for the federal age
15 requirement. In determining eligibility, earnings of a full-time
16 student shall be disregarded, in accordance with department standards,
17 notwithstanding the earnings limitation imposed by RCW 74.04.266;

18 (C) Subject to chapter 165, Laws of 1992, incapacitated from
19 gainful employment by reason of bodily or mental infirmity that will
20 likely continue for a minimum of ninety days as determined by the
21 department(~~(-)~~); or

22 ~~((C))~~ (D) Persons who are unemployable due to alcohol or drug
23 addiction are not eligible for general assistance. Persons receiving
24 general assistance on July 26, 1987, or becoming eligible for such
25 assistance thereafter, due to an alcohol or drug-related incapacity,
26 shall be referred to appropriate assessment, treatment, shelter, or
27 supplemental security income referral services as authorized under
28 chapter 74.50 RCW. Referrals shall be made at the time of application
29 or at the time of eligibility review. Alcoholic and drug addicted
30 clients who are receiving general assistance on July 26, 1987, may
31 remain on general assistance if they otherwise retain their eligibility
32 until they are assessed for services under chapter 74.50 RCW.
33 Subsection (6)(a)(ii)(~~(B)~~)(C) of this section shall not be construed
34 to prohibit the department from granting general assistance benefits to
35 alcoholics and drug addicts who are incapacitated due to other physical
36 or mental conditions that meet the eligibility criteria for the general
37 assistance program;

1 (iii) Are citizens or aliens lawfully admitted for permanent
2 residence or otherwise residing in the United States under color of
3 law; and

4 (iv) Have furnished the department their social security account
5 number. If the social security account number cannot be furnished
6 because it has not been issued or is not known, an application for a
7 number shall be made prior to authorization of assistance, and the
8 social security number shall be provided to the department upon
9 receipt.

10 (b) Notwithstanding the provisions of subsection (6)(a)(i), (ii),
11 and (c) of this section, general assistance shall be provided to the
12 following recipients of federal-aid assistance:

13 (i) Recipients of supplemental security income whose need, as
14 defined in this section, is not met by such supplemental security
15 income grant because of separation from a spouse; or

16 (ii) (~~To the extent authorized by the legislature in the biennial~~
17 ~~appropriations act, to~~) Recipients of aid to families with dependent
18 children whose needs are not being met because of a temporary reduction
19 in monthly income below the entitled benefit payment level caused by
20 loss or reduction of wages or unemployment compensation benefits or
21 some other unforeseen circumstances. The amount of general assistance
22 authorized shall not exceed the difference between the entitled benefit
23 payment level and the amount of income actually received. Payment
24 shall be made within fifteen days of the request.

25 (c) General assistance shall be provided only to persons who are
26 not members of assistance units receiving federal aid assistance,
27 except as provided in subsection (6)(a)(ii)(A) and (b) of this section,
28 and will accept available services which can reasonably be expected to
29 enable the person to work or reduce the need for assistance unless
30 there is good cause to refuse. Failure to accept such services shall
31 result in termination until the person agrees to cooperate in accepting
32 such services and subject to the following maximum periods of
33 ineligibility after reapplication:

34 (i) First failure: One week;

35 (ii) Second failure within six months: One month;

36 (iii) Third and subsequent failure within one year: Two months.

37 (d) Persons found eligible for general assistance based on
38 incapacity from gainful employment may, if otherwise eligible, receive
39 general assistance pending application for federal supplemental

1 security income benefits. Any general assistance that is subsequently
2 duplicated by the person's receipt of supplemental security income for
3 the same period shall be considered a debt due the state and shall by
4 operation of law be subject to recovery through all available legal
5 remedies.

6 (e) The department shall adopt by rule medical criteria for general
7 assistance eligibility to ensure that eligibility decisions are
8 consistent with statutory requirements and are based on clear,
9 objective medical information.

10 (f) The process implementing the medical criteria shall involve
11 consideration of opinions of the treating or consulting physicians or
12 health care professionals regarding incapacity, and any eligibility
13 decision which rejects uncontroverted medical opinion must set forth
14 clear and convincing reasons for doing so.

15 (g) Recipients of general assistance based upon a finding of
16 incapacity from gainful employment who remain otherwise eligible shall
17 not have their benefits terminated absent a clear showing of material
18 improvement in their medical or mental condition or specific error in
19 the prior determination that found the recipient eligible by reason of
20 incapacitation. Recipients of general assistance based upon pregnancy
21 who relinquish their child for adoption, remain otherwise eligible, and
22 are not eligible to receive benefits under the federal aid to families
23 with dependent children program shall not have their benefits
24 terminated until the end of the month in which the period of six weeks
25 following the birth of the recipient's child falls. Recipients of the
26 federal aid to families with dependent children program who lose their
27 eligibility solely because of the birth and relinquishment of the
28 qualifying child may receive general assistance through the end of the
29 month in which the period of six weeks following the birth of the child
30 falls.

31 (h) Students with earnings shall not be eligible for the essential
32 persons program unless the earnings are disregarded.

33 (7) "Applicant"«Any person who has made a request, or on behalf of
34 whom a request has been made, to any county or local office for
35 assistance.

36 (8) "Recipient"«Any person receiving assistance and in addition
37 those dependents whose needs are included in the recipient's
38 assistance.

1 (9) "Standards of assistance"«The level of income required by an
2 applicant or recipient to maintain a level of living specified by the
3 department.

4 (10) "Resource"«Any asset, tangible or intangible, owned by or
5 available to the applicant at the time of application, which can be
6 applied toward meeting the applicant's need, either directly or by
7 conversion into money or its equivalent: PROVIDED, That an applicant
8 may retain the following described resources and not be ineligible for
9 public assistance because of such resources.

10 (a) A home, which is defined as real property owned and used by an
11 applicant or recipient as a place of residence, together with a
12 reasonable amount of property surrounding and contiguous thereto, which
13 is used by and useful to the applicant. Whenever a recipient shall
14 cease to use such property for residential purposes, either for himself
15 or his dependents, the property shall be considered as a resource which
16 can be made available to meet need, and if the recipient or his
17 dependents absent themselves from the home for a period of ninety
18 consecutive days such absence, unless due to hospitalization or health
19 reasons or a natural disaster, shall raise a rebuttable presumption of
20 abandonment: PROVIDED, That if in the opinion of three physicians the
21 recipient will be unable to return to the home during his lifetime, and
22 the home is not occupied by a spouse or dependent children or disabled
23 sons or daughters, such property shall be considered as a resource
24 which can be made available to meet need.

25 (b) Household furnishings and personal effects and other personal
26 property having great sentimental value to the applicant or recipient,
27 as limited by the department consistent with limitations on resources
28 and exemptions for federal aid assistance.

29 (c) A motor vehicle, other than a motor home, used and useful
30 having an equity value not to exceed one thousand five hundred dollars.

31 (d) All other resources, including any excess of values exempted,
32 not to exceed one thousand dollars or other limit as set by the
33 department, to be consistent with limitations on resources and
34 exemptions necessary for federal aid assistance.

35 (e) Applicants for or recipients of general assistance shall have
36 their eligibility based on resource limitations consistent with the aid
37 to families with dependent children program rules adopted by the
38 department.

1 (f) If an applicant for or recipient of public assistance possesses
2 property and belongings in excess of the ceiling value, such value
3 shall be used in determining the need of the applicant or recipient,
4 except that: (i) The department may exempt resources or income when
5 the income and resources are determined necessary to the applicant's or
6 recipient's restoration to independence, to decrease the need for
7 public assistance, or to aid in rehabilitating the applicant or
8 recipient or a dependent of the applicant or recipient; and (ii) the
9 department may provide grant assistance for a period not to exceed nine
10 months from the date the agreement is signed pursuant to this section
11 to persons who are otherwise ineligible because of excess real property
12 owned by such persons when they are making a good faith effort to
13 dispose of that property: PROVIDED, That:

14 (A) The applicant or recipient signs an agreement to repay the
15 lesser of the amount of aid received or the net proceeds of such sale;

16 (B) If the owner of the excess property ceases to make good faith
17 efforts to sell the property, the entire amount of assistance may
18 become an overpayment and a debt due the state and may be recovered
19 pursuant to RCW 43.20B.630;

20 (C) Applicants and recipients are advised of their right to a fair
21 hearing and afforded the opportunity to challenge a decision that good
22 faith efforts to sell have ceased, prior to assessment of an
23 overpayment under this section; and

24 (D) At the time assistance is authorized, the department files a
25 lien without a sum certain on the specific property.

26 (11) "Income"«(a) All appreciable gains in real or personal
27 property (cash or kind) or other assets, which are received by or
28 become available for use and enjoyment by an applicant or recipient
29 during the month of application or after applying for or receiving
30 public assistance. The department may by rule and regulation exempt
31 income received by an applicant for or recipient of public assistance
32 which can be used by him to decrease his need for public assistance or
33 to aid in rehabilitating him or his dependents, but such exemption
34 shall not, unless otherwise provided in this title, exceed the
35 exemptions of resources granted under this chapter to an applicant for
36 public assistance. In determining the amount of assistance to which an
37 applicant or recipient of aid to families with dependent children is
38 entitled, the department is hereby authorized to disregard as a
39 resource or income the earned income exemptions consistent with federal

1 requirements. The department may permit the above exemption of
2 earnings of a child to be retained by such child to cover the cost of
3 special future identifiable needs even though the total exceeds the
4 exemptions or resources granted to applicants and recipients of public
5 assistance, but consistent with federal requirements. In formulating
6 rules and regulations pursuant to this chapter, the department shall
7 define income and resources and the availability thereof, consistent
8 with federal requirements. All resources and income not specifically
9 exempted, and any income or other economic benefit derived from the use
10 of, or appreciation in value of, exempt resources, shall be considered
11 in determining the need of an applicant or recipient of public
12 assistance.

13 (b) If, under applicable federal requirements, the state has the
14 option of considering property in the form of lump sum compensatory
15 awards or related settlements received by an applicant or recipient as
16 income or as a resource, the department shall consider such property to
17 be a resource.

18 (12) "Need"«The difference between the applicant's or recipient's
19 standards of assistance for himself and the dependent members of his
20 family, as measured by the standards of the department, and value of
21 all nonexempt resources and nonexempt income received by or available
22 to the applicant or recipient and the dependent members of his family.

23 (13) For purposes of determining eligibility for public assistance
24 and participation levels in the cost of medical care, the department
25 shall exempt restitution payments made to people of Japanese and Aleut
26 ancestry pursuant to the Civil Liberties Act of 1988 and the Aleutian
27 and Pribilof Island Restitution Act passed by congress, P.L. 100-383,
28 including all income and resources derived therefrom.

29 (14) In the construction of words and phrases used in this title,
30 the singular number shall include the plural, the masculine gender
31 shall include both the feminine and neuter genders and the present
32 tense shall include the past and future tenses, unless the context
33 thereof shall clearly indicate to the contrary.

34 ****NEW SECTION. Sec. 6. A new section is added to chapter 74.04 RCW***
35 ***to read as follows:***

36 ***The department shall amend the state plan to include an aid to***
37 ***families with dependent children essential persons program that would,***
38 ***to the extent permitted under federal law, allow eighteen to twenty***

1 *year old students to be eligible for federal aid to families with*
2 *dependent children matching grants.*

3 **Sec. 6 was vetoed, see message at end of chapter.*

4 **Sec. 7.** RCW 74.25.020 and 1992 c 165 s 3 are each amended to read
5 as follows:

6 (1) The department of social and health services is authorized to
7 contract with public and private employment and training agencies and
8 other public service entities to provide services prescribed or allowed
9 under the federal social security act, as amended, to carry out the
10 purposes of the jobs training program. The department of social and
11 health services has sole authority and responsibility to carry out the
12 job opportunities and basic skills training program. No contracting
13 entity shall have the authority to review, change, or disapprove any
14 administrative decision, or otherwise substitute its judgment for that
15 of the department of social and health services as to the application
16 of policies and rules adopted by the department of social and health
17 services.

18 (2) To the extent feasible under federal law, the department of
19 social and health services and all entities contracting with it shall
20 give first priority of service to individuals volunteering for program
21 participation(~~(= PROVIDED, That the department shall require nonexempt~~
22 ~~parents under age twenty-four to actively participate in orientation,~~
23 ~~assessment, and either education, vocational training, or employment~~
24 ~~programs. At least one nonexempt parent in the aid to families with~~
25 ~~dependent children-employable program shall actively participate in~~
26 ~~orientation, assessment, and either job search, education, training, or~~
27 ~~employment. Social services shall be offered to participants in~~
28 ~~accordance with federal law. The department shall adopt appropriate~~
29 ~~sanctions to ensure compliance with the requirements and policies of~~
30 ~~this chapter)).~~

31 (3) The department of social and health services shall adopt rules
32 under chapter 34.05 RCW establishing criteria constituting
33 circumstances of good cause for an individual failing or refusing to
34 participate in an assigned program component, or failing or refusing to
35 accept or retain employment. These criteria shall include, but not be
36 limited to, the following circumstances: (a) If the individual is a
37 parent or other relative personally providing care for a child under
38 age six years, and the employment would require the individual to work

1 more than twenty hours per week; (b) if child care, or day care for an
2 incapacitated individual living in the same home as a dependent child,
3 is necessary for an individual to participate or continue participation
4 in the program or accept employment, and such care is not available,
5 and the department of social and health services fails to provide such
6 care; (c) the employment would result in the family of the participant
7 experiencing a net loss of cash income; or (d) circumstances that are
8 beyond the control of the individual's household, either on a short-
9 term or on an ongoing basis.

10 (4) The department of social and health services shall adopt rules
11 under chapter 34.05 RCW as necessary to effectuate the intent and
12 purpose of this chapter.

13 NEW SECTION. **Sec. 8.** The department may provide grants to
14 community action agencies or other local nonprofit organizations to
15 provide job opportunities and basic skills training program
16 participants with transitional support services, one-to-one assistance,
17 and job retention services.

18 NEW SECTION. **Sec. 9.** The department of social and health services
19 shall design a program for implementation involving recipients of aid
20 to families with dependent children. A goal of this program is to
21 develop a system that segments the aid to families with dependent
22 children recipient population and identifies subgroups, matches
23 services to the needs of the subgroup, and prioritizes available
24 services. The department shall specify the services to be offered in
25 each population segment. The general focus of the services offered
26 shall be on job training, work force preparedness, and job retention.

27 The program shall be designed for state-wide implementation on July
28 1, 1994. A proposal for implementation may include phasing certain
29 components over time or geographic area. The department shall submit
30 this program to the appropriate committees of the senate and house of
31 representatives by December 1, 1993.

32 NEW SECTION. **Sec. 10.** A new section is added to chapter 74.12 RCW
33 to read as follows:

34 (1) As part of the orientation and assessment conducted pursuant to
35 RCW 74.25.020, the department shall assist the family of the recipient
36 in determining, in the following order of priority, the most

1 appropriate living situation that will best ensure the safety and well-
2 being for each recipient of aid to families with dependent children who
3 is receiving those benefits as a head of household and is under age
4 eighteen. Appropriate living situations may include, but are not
5 limited to:

6 (a) The parent's home;

7 (b) The home of a relative;

8 (c) A group living situation with adult supervision and guidance;

9 (d) Living independently; and

10 (e) Payment of the recipient's grant to another as provided in RCW
11 74.12.250.

12 (2) In conducting the assessment, the department shall consider all
13 relevant factors, including but not limited to:

14 (a) Whether the recipient is enrolled in and attending school;

15 (b) Whether the recipient is employed;

16 (c) The situation in the home of the recipient's parents, including
17 but not limited to, whether there is substance abuse or domestic
18 violence in the home and the adequacy of the dwelling; and

19 (d) Whether there is a history of physical, emotional, or sexual
20 abuse of the recipient by a person living in or frequenting the
21 recipient's parents' home.

22 (3) If, as a result of the assessment, the department becomes aware
23 of a recipient's need for other services that will help the recipient
24 complete high school or achieve economic independence, and be an
25 effective parent, the department shall make every effort to link the
26 recipient with the services, including parenting classes.

27 NEW SECTION. **Sec. 11.** A new section is added to chapter 74.04 RCW
28 to read as follows:

29 In determining food stamp eligibility, the department shall exclude
30 as income the child support exempted by 42 U.S.C. Sec. 602(a)(8)(vi) or
31 657 (b).

32 NEW SECTION. **Sec. 12.** By October 1, 1993, the department shall
33 request the governor to seek congressional and federal agency action on
34 any federal legislation or federal regulation that may be necessary to
35 implement chapter 74.-- RCW (sections 2 through 4, 8, and 12 of this
36 act), and any other section of chapter . . . , Laws of 1993 (this act)
37 that may require a federal waiver.

1 NEW SECTION. **Sec. 13.** Sections 2 through 4, 8, and 12 of this act
2 shall constitute a new chapter in Title 74 RCW.

3 NEW SECTION. **Sec. 14.** Section 2 of this act shall take effect
4 July 1, 1994, if specific funding for the purposes of section 2 of this
5 act, referencing section 2 of this act by bill and section number, is
6 provided by July 1, 1994, in the omnibus appropriations act. If
7 specific funding is not so provided, section 2 of this act shall be
8 null and void.

9 NEW SECTION. **Sec. 15.** Section 3 of this act shall take effect
10 July 1, 1993, if specific funding for the purposes of section 3 of this
11 act, referencing section 3 of this act by bill and section number, is
12 provided by July 1, 1993, in the omnibus appropriations act. If
13 specific funding is not so provided, section 3 of this act shall be
14 null and void.

15 NEW SECTION. **Sec. 16.** Section 4 of this act shall take effect
16 July 1, 1993, if specific funding for the purposes of section 4 of this
17 act, referencing section 4 of this act by bill and section number, is
18 provided by July 1, 1993, in the omnibus appropriations act. If
19 specific funding is not so provided, section 4 of this act shall be
20 null and void.

21 NEW SECTION. **Sec. 17.** Section 5 of this act shall take effect
22 July 1, 1993, if specific funding for the purposes of section 5 of this
23 act, referencing section 5 of this act by bill and section number, is
24 provided by July 1, 1993, in the omnibus appropriations act. If
25 specific funding is not so provided, section 5 of this act shall be
26 null and void.

27 NEW SECTION. **Sec. 18.** Section 11 of this act shall take effect
28 July 1, 1994, if specific funding for the purposes of section 11 of
29 this act, referencing section 11 of this act by bill and section
30 number, is provided by July 1, 1994, in the omnibus appropriations act.
31 If specific funding is not so provided, section 11 of this act shall be
32 null and void.

1 NEW SECTION. **Sec. 19.** This act is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions.

 Passed the House April 24, 1993.

 Passed the Senate April 16, 1993.

 Approved by the Governor May 12, 1993, with the exception of
 certain items which were vetoed.

 Filed in Office of Secretary of State May 12, 1993.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval to section 6,
Engrossed Substitute House Bill No. 1197 entitled:

"AN ACT Relating to public assistance."

Engrossed Substitute House Bill 1197 includes a number of
progressive measures aimed at helping families on public assistance
become independent by removing work disincentives and encouraging young
people to complete their schooling.

Section 6 of the bill would establish an "essential persons"
program for full-time students between the ages of 18 and 20 within the
Aid to Families with Dependent Children program. This would allow
these individuals to be included as part of the family unit for
purposes of calculating benefits, providing an incentive for young
people to complete high school or go on to enroll in college or
vocational school.

I applaud the direction the Legislature has taken in recognizing
the importance of education in our effort to break the cycle of
poverty. However, the operating budget bill passed by the Legislature
does not include funding to implement this program. I do not believe
that the Legislature intended that this bill result in expenditures in
the 1993-95 biennium except those specifically authorized and funded in
the budget. I believe that the veto of section 6 is necessary to
reflect the Legislature's actual intent in enacting this bill.

For these reasons, I have vetoed Section 6 of Engrossed Substitute
House Bill No. 1197.

With the exception of Section 6, Engrossed Substitute House Bill
No. 1197 is approved."