

44:10-1

LEGISLATIVE HISTORY CHECKLIST

(Public Welfare--redefine "dependent child" in AFDC program.)

NJSA 44:10-1

LAWS 1982

CHAPTER 3

Bill No. A634

Sponsor(s) D. Gallo

Date Introduced Feb. 1, 1982

Committee: Assembly \_\_\_\_\_

Senate \_\_\_\_\_

Amended during passage Yes No

Date of Passage: Assembly Feb. 1, 1982

Senate Feb. 1, 1982

Date of approval Feb. 1, 1982

Following statements are attached if available:

Sponsor statement Yes ~~Yes~~ (Below) No

Committee Statement: Assembly Yes No

Senate Yes No

Fiscal Note Yes No

Veto Message Yes No

Message on signing Yes No

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

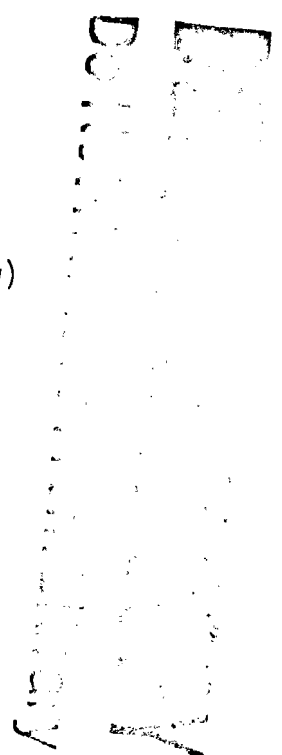
Sponsor's statement:

This bill changes the definition of "dependent child" in the Aid to Families with Dependent Children (AFDC) Program to conform it with recently enacted federal legislation.

Federal legislation, mentioned in sponsor's statement:

Pub. L. 97-35 § 2311 (42 U.S.C.A. § 606)

6/22/81



ASSEMBLY, No. 634

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 1, 1982

By Assemblyman D. GALLO

(Without Reference)

AN ACT to amend "An act concerning assistance for dependent children, supplementing Title 44 of the Revised Statutes and repealing certain statutes relating thereto," approved June 11, 1959 (P. L. 1959, c. 86).

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. Section 1 of P. L. 1959, c. 86 (C. 44:10-1) is amended to read  
2 as follows:

3 1. As used in this act and for the purpose of the determination of  
4 eligibility to receive financial assistance under the provisions of  
5 this act, the following words shall have the following meaning,  
6 unless the context indicates another meaning:

7 (a) "Aid to families with dependent children" means the assist-  
8 ance and other services to be extended under this act to or for  
9 eligible dependent children and the parents and relatives with whom  
10 they are living for the following purposes:

11 (1) To provide for the care of eligible dependent children  
12 in their own homes or in the homes of relatives, under  
13 standards and conditions compatible with decency and health,

14 (2) To help maintain and strengthen family life,

15 (3) To help such parents or relatives to attain the maximum  
16 self-support and personal independence consistent with the  
17 maintenance of continuing parental care and protection, and

18 (4) To provide for the care of a dependent child whose par-  
19 ents have been denied assistance under the provisions of  
20 section 2.

21 (b) "Division of Public Welfare" means the Division of Public  
22 Welfare of the Department of Human Services.

23 (c) "Dependent child" means a child under the age of 18, or  
24 under the age of **[21]** 19 and a *full-time* student **[regularly attend-**

**EXPLANATION**—Matter enclosed in bold-faced brackets [thus] in the above bill  
is not enacted and is intended to be omitted in the law.

25 ing school, college or university, or regularly attending a course of  
 26 vocational or technical training designed to fit him for gainful  
 27 employment] *in a secondary school or in the equivalent level of*  
 28 *vocational or technical training, if, before he attains age 19, he*  
 29 *may reasonably be expected to complete the program of the second-*  
 30 *ary school or the training, who*

31 (1) Has been deprived of parental support or care by reason  
 32 of (i) the death, continued absence from the home, or physical or  
 33 mental incapacity of a parent; or,

34 (ii) The unemployment of his father, when living with both  
 35 parents, natural or adoptive, as the term "unemployment" is  
 36 defined in the Federal Social Security Act; or (iii) insufficient  
 37 income or insufficient other resources for the support of the  
 38 family, when living with both parents, natural or adoptive, and

39 (2) Is living in New Jersey with his father, mother, grandfather,  
 40 grandmother, brother, sister, stepfather, stepmother, stepbrother,  
 41 stepsister, uncle, aunt, first cousin, nephew or niece, in a place of  
 42 residence maintained by one or more of such relatives as his or  
 43 their home, and

44 (3) Is found, after due investigation and determination, accord-  
 45 ing to standards and procedures established pursuant to this act,  
 46 to be eligible for financial assistance.

47 (d) "Parent or relative with whom a dependent child is living"  
 48 means a person

49 (1) Who is related to the dependent child, in the manner  
 50 prescribed in subsection (c) (2) of this section, and

51 (2) With whom the dependent child is living in a place of  
 52 residence maintained by one or more of such relatives as his  
 53 or their own home, and

54 (3) Who is found, after due investigation and determination  
 55 according to standards and procedures established pursuant to  
 56 this act, to be eligible for financial assistance.

57 (e) "Insufficient income" means that the total of monthly earned  
 58 and unearned income of all employed individuals in a family with  
 59 a dependent child as defined in subsection (c) (1) (iii), minus the  
 60 first \$60.00 earned by each employed person, is less than 66 $\frac{2}{3}$ %  
 61 of the standard otherwise applicable to the applicant family's size  
 62 as established with regard to the eligibility standards contained in  
 63 subsections (c) (1) (i) and (ii), except that the earned income of  
 64 any minor child under 16, and the earned income of a minor child  
 65 under 21 if he is attending on a full-time basis an accredited educa-  
 66 tional institution, shall be disregarded.

67 (f) "Other resources" means all property and assets, as other-

68 wise defined by the Division of Public Welfare, legally or bene-  
69 ficially owned by a member or members of a family which are or  
70 can be readily made available for the use of the family.

71 (g) "Insufficient other resources" means that other resources  
72 are insufficient as determined by standards set forth by the  
73 Director of the Division of Public Welfare.

1 2. This act shall take effect on February 1, 1982.

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STATEMENT

This bill changes the definition of "dependent child" in the  
Aid to Families with Dependent Children (AFDC) Program to  
conform it with recently enacted federal legislation.

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