



General Assembly

January Session, 2009

Raised Bill No. 6401

LCO No. 3003

03003_____HS_

Referred to Committee on Human Services

Introduced by:
(HS)

AN ACT CONCERNING THE FEDERAL SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (e) of section 4-66e of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (e) The self-sufficiency measurement shall not be used to: (1)
5 Analyze the success or failure of any program; (2) determine or
6 establish eligibility or benefit levels for any state or federal public
7 assistance program, including, but not limited to, temporary family
8 assistance, child care assistance, medical assistance, state administered
9 general assistance, [food stamps] supplemental nutrition assistance or
10 eligibility for the HUSKY plan; (3) determine whether a person subject
11 to time-limited benefits under the temporary family assistance
12 program qualifies for an extension of benefits under such program; or
13 (4) supplement the amount of benefits awarded under the temporary
14 family assistance program.

15 Sec. 2. Section 4-71c of the general statutes is repealed and the

16 following is substituted in lieu thereof (*Effective from passage*):

17 The Secretary of the Office of Policy and Management shall
18 annually compute the cost of an increase in assistance payments under
19 the state-administered general assistance program, state supplement
20 program, medical assistance program, temporary family assistance
21 program and [food stamp] supplemental nutrition assistance program
22 based on the percentage increase, if any, in the most recent calendar
23 year average in the consumer price index for urban consumers
24 provided if the increase in such index exceeds five per cent, the
25 computation shall be based on a five per cent increase.

26 Sec. 3. Section 9-23j of the general statutes is repealed and the
27 following is substituted in lieu thereof (*Effective from passage*):

28 As used in sections 9-7b and 9-12, subsection (a) of section 9-17,
29 sections 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-23g, 9-23h,
30 9-23k to 9-23o, inclusive, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-35c, 9-40a, 9-
31 42, 9-43, 9-50a, 9-56 and 9-59, "public assistance offices" means offices
32 of state agencies that administer or provide services under the [food
33 stamp] supplemental nutrition assistance, Medicaid, Women, Infants
34 and Children, and temporary family assistance programs.

35 Sec. 4. Subdivision (57) of section 12-412 of the general statutes is
36 repealed and the following is substituted in lieu thereof (*Effective from*
37 *passage*):

38 (57) Sales of any items purchased with [federal food stamp coupons,
39 subject to the provisions of section 12-412e] supplemental nutrition
40 assistance program benefits.

41 Sec. 5. Subsection (s) of section 12-574 of the general statutes is
42 repealed and the following is substituted in lieu thereof (*Effective from*
43 *passage*):

44 (s) Any person or business organization issued a license to conduct
45 dog racing pursuant to subsection (c) of section 12-574c shall employ

46 persons who, at the time of employment, are recipients of assistance
47 under the state-administered general assistance program, state
48 supplement program, medical assistance program, temporary family
49 assistance program or [food stamps] supplemental nutrition assistance
50 program to fill not less than twenty per cent of the positions created by
51 the conversion of a jai alai fronton to a dog race track if such persons
52 have been trained for such employment by public or publicly-funded
53 agencies in coordination with such licensee.

54 Sec. 6. Section 17b-2 of the general statutes is repealed and the
55 following is substituted in lieu thereof (*Effective from passage*):

56 The Department of Social Services is designated as the state agency
57 for the administration of (1) the child care development block grant
58 pursuant to the Child Care and Development Block Grant Act of 1990;
59 (2) the Connecticut energy assistance program pursuant to the Low
60 Income Home Energy Assistance Act of 1981; (3) programs for the
61 elderly pursuant to the Older Americans Act; (4) the state plan for
62 vocational rehabilitation services for the fiscal year ending June 30,
63 1994; (5) the refugee assistance program pursuant to the Refugee Act of
64 1980; (6) the legalization impact assistance grant program pursuant to
65 the Immigration Reform and Control Act of 1986; (7) the temporary
66 assistance for needy families program pursuant to the Personal
67 Responsibility and Work Opportunity Reconciliation Act of 1996; (8)
68 the Medicaid program pursuant to Title XIX of the Social Security Act;
69 (9) the [food stamp] supplemental nutrition assistance program
70 pursuant to the [Food Stamp Act of 1977] Food and Nutrition Act of
71 2008; (10) the state supplement to the Supplemental Security Income
72 Program pursuant to the Social Security Act; (11) the state child
73 support enforcement plan pursuant to Title IV-D of the Social Security
74 Act; and (12) the state social services plan for the implementation of
75 the social services block grants and community services block grants
76 pursuant to the Social Security Act. The Department of Social Services
77 is designated a public housing agency for the purpose of administering
78 the Section 8 existing certificate program and the housing voucher

79 program pursuant to the Housing Act of 1937.

80 Sec. 7. Section 17b-7a of the general statutes is repealed and the
81 following is substituted in lieu thereof (*Effective from passage*):

82 The Commissioner of Social Services shall develop a state-wide
83 fraud early detection system. The purpose of such system shall be to
84 identify, investigate and determine if an application for assistance
85 under programs administered by the department, including, but not
86 limited to, (1) the temporary family assistance program, (2) the [food
87 stamp] supplemental nutrition assistance program, (3) the child care
88 subsidy program, or (4) the Medicaid program pursuant to Title XIX of
89 the Social Security Act is fraudulent prior to granting assistance. The
90 commissioner shall adopt regulations, in accordance with chapter 54,
91 for the purpose of developing and implementing said system. The
92 commissioner shall submit quarterly reports concerning savings
93 realized through the implementation of the state-wide fraud early
94 detection system to the joint standing committees of the General
95 Assembly having cognizance of matters relating to human services and
96 appropriations and the budgets of state agencies.

97 Sec. 8. Section 17b-75 of the general statutes is repealed and the
98 following is substituted in lieu thereof (*Effective from passage*):

99 When used in reference to the state supplement program, medical
100 assistance program, temporary family assistance program or [food
101 stamps] supplemental nutrition assistance program, the following
102 terms have the meanings herein assigned: "Commissioner" means the
103 Commissioner of Social Services; "dependent child" means a needy
104 child under the age of eighteen, or under the age of nineteen and in
105 full-time attendance in a secondary school or in the equivalent level of
106 vocational or technical training if, before he attains age nineteen, he
107 may reasonably be expected to complete the program of such
108 secondary school or such training and who is living with his father,
109 mother, grandfather, grandmother, brother, sister, stepfather,
110 stepmother, stepbrother, stepsister, uncle or aunt, or any other relative

111 approved by the commissioner in a place of residence maintained by
112 one or more of such relatives as his or their own home; "beneficiary"
113 means any adult or minor child receiving assistance under the
114 provisions of said programs; "local officer" means the public official
115 charged with administration of public assistance in any town, city or
116 borough.

117 Sec. 9. Section 17b-76 of the general statutes is repealed and the
118 following is substituted in lieu thereof (*Effective from passage*):

119 The Commissioner of Social Services shall furnish forms for the use
120 of applicants under the state supplement program, medical assistance
121 program, temporary family assistance program and [food stamps]
122 supplemental nutrition assistance program, local officials and himself,
123 and shall establish and maintain a system of records and accounts
124 which shall show the number of applications and the disposition of the
125 same, the record of payments made to each recipient of aid and such
126 other information as may be necessary for the proper operation and
127 administration of said sections and as the rules and regulations of the
128 United States government require if the United States government
129 makes contributory allotments of federal funds to the state of
130 Connecticut for aid extended under the provisions of said programs.

131 Sec. 10. Section 17b-77 of the general statutes is repealed and the
132 following is substituted in lieu thereof (*Effective from passage*):

133 Application for aid under the state supplement program, medical
134 assistance program, temporary family assistance program and [food
135 stamps] supplemental nutrition assistance program, shall be made to
136 the Commissioner of Social Services. The name and address of each
137 such applicant shall be recorded with the commissioner. Such
138 application, in the case of temporary family assistance, shall be made
139 by the supervising relative, his authorized representative, or, in the
140 case of an individual who is incapacitated, someone acting responsibly
141 for him and shall contain the name and the exact residence of such
142 applicant, the name, place and date of birth of each dependent child,

143 the Social Security number of the supervising relative and of each
144 dependent child, and such other information as is required by the
145 commissioner. If such supervising relative or any such child does not
146 have a Social Security number, the commissioner shall assist in
147 obtaining a Social Security number for each such person seeking public
148 assistance and during the time required to obtain such Social Security
149 numbers the supervising relative and children shall not be precluded
150 from eligibility under this section. By such application, the applicant
151 shall assign to the commissioner the right of support, present, past and
152 future, due all persons seeking assistance and shall assist the
153 commissioner in pursuing support obligations due from the
154 noncustodial parent. On and after October 1, 2008, such assignment
155 under the temporary family assistance program shall apply only to
156 such support rights as accrue during the period of assistance, not to
157 exceed the total amount of assistance provided to the family under
158 said program. Notice of such assignment shall be conspicuously placed
159 on said application and shall be explained to the applicant at the time
160 of application. All information required to be provided to the
161 commissioner as a condition of such eligibility under federal law shall
162 be so provided by the applicant, provided, no person shall be
163 determined to be ineligible if the applicant has good cause for the
164 refusal to provide information concerning the noncustodial parent or if
165 the provision of such information would be against the best interests of
166 the dependent child or children, or any of them. The Commissioner of
167 Social Services shall adopt by regulation, in accordance with chapter
168 54, standards as to good cause and best interests of the child. Any
169 person aggrieved by a decision of the commissioner as to the
170 determination of good cause or the best interests of such child or
171 children may request a fair hearing in accordance with the provisions
172 of sections 17b-60 and 17b-61. All statements made by the applicant
173 concerning income, resources and any other matters pertaining to
174 eligibility shall be certified to by the applicant as true and correct
175 under penalty of false statement, and for any such certified statement
176 which is untrue or incorrect such applicant shall be subject to the

177 penalties provided for false statement under section 17b-97, as
178 amended by this act.

179 Sec. 11. Section 17b-79 of the general statutes is repealed and the
180 following is substituted in lieu thereof (*Effective from passage*):

181 No person shall be deemed ineligible to receive an award under the
182 state supplement program, medical assistance program, temporary
183 family assistance program, state-administered general assistance
184 program or [food stamps] supplemental nutrition assistance program
185 for himself or herself or for any person for whose support he or she is
186 liable by reason of having an interest in real property, maintained as
187 his or her home, provided the equity in such property shall not exceed
188 the limits established by the commissioner. The commissioner may
189 place a lien against any property to secure the claim of the state for all
190 amounts which it has paid or may thereafter pay to such person or in
191 such person's behalf under any such program, or to or on behalf of any
192 person for whose support he or she is liable, except for property
193 maintained as a home in aid to families of dependent children cases, in
194 which case such lien shall secure the state only for that portion of the
195 assistance grant awarded for amortization of a mortgage or other
196 encumbrance beginning with the fifth month after the original grant
197 for principal payment on any such encumbrance is made, and each
198 succeeding month of such grant thereafter. The claim of the state shall
199 be secured by filing a certificate in the land records of the town or
200 towns in which any such real estate is situated, describing such real
201 estate. Any such lien may, at any time during which the amount
202 secured by such lien remains unpaid, be foreclosed in an action
203 brought in a court of competent jurisdiction by the commissioner on
204 behalf of the state. Any real estate to which title has been taken by
205 foreclosure under this section, or which has been conveyed to the state
206 in lieu of foreclosure, may be sold, transferred or conveyed for the
207 state by the commissioner with the approval of the Attorney General,
208 and the commissioner may, in the name of the state, execute deeds for
209 such purpose. Such lien shall be released by the commissioner upon

210 payment of the amount secured by such lien, or an amount equal to
211 the value of the beneficiary's interest in such property if the value of
212 such interest is less than the amount secured by such lien, at the
213 commissioner's discretion, and with the advice and consent of the
214 Attorney General, upon a compromise of the amount due to the state.
215 At the discretion of the commissioner, the beneficiary, or, in the case of
216 a husband and wife living together, the survivor of them, as long as he
217 or she lives, or a dependent child or children, may be permitted to
218 occupy such real property.

219 Sec. 12. Subsection (a) of section 17b-80 of the general statutes is
220 repealed and the following is substituted in lieu thereof (*Effective from*
221 *passage*):

222 (a) The commissioner, upon receipt of an application for aid, shall
223 promptly and with due diligence make an investigation, such
224 investigation to be completed within forty-five days after receipt of the
225 application or within sixty days after receipt of the application in the
226 case of an application in which a determination of disability must be
227 made. If an application for an award is not acted on within forty-five
228 days after the filing of an application, or within sixty days in the case
229 of an application in which a determination of disability must be made,
230 the applicant may apply to the commissioner for a hearing in
231 accordance with sections 17b-60 and 17b-61. The commissioner shall
232 grant aid only if he finds the applicant eligible therefor, in which case
233 he shall grant aid in such amount, determined in accordance with
234 levels of payments established by the commissioner, as is needed in
235 order to enable the applicant to support himself, or, in the case of
236 temporary family assistance, to enable the relative to support such
237 dependent child or children and himself, in health and decency,
238 including the costs of such medical care as he deems necessary and
239 reasonable, not in excess of the amounts set forth in the various fee
240 schedules promulgated by the Commissioner of Social Services for
241 medical, dental and allied services and supplies or the charges made
242 for comparable services and supplies to the general public, whichever

243 is less, and the cost of necessary hospitalization as is provided in
244 section 17b-239, over and above hospital insurance or other such
245 benefits, including workers' compensation and claims for negligent or
246 wilful injury. The commissioner, subject to the provisions of subsection
247 (b) of this section, shall in determining need, take into consideration
248 any available income and resources of the individual claiming
249 assistance. The commissioner shall make periodic investigations to
250 determine eligibility and may, at any time, modify, suspend or
251 discontinue an award previously made when such action is necessary
252 to carry out the provisions of the state supplement program, medical
253 assistance program, temporary family assistance program, state-
254 administered general assistance program or [food stamps]
255 supplemental nutrition assistance program. The parent or parents of
256 any child for whom aid is received under the temporary family
257 assistance program and any beneficiary receiving assistance under the
258 state supplement program shall be conclusively presumed to have
259 accepted the provisions of sections 17b-93, 17b-94 and 17b-95.

260 Sec. 13. Section 17b-85 of the general statutes is repealed and the
261 following is substituted in lieu thereof (*Effective from passage*):

262 If any person receiving an award for the care of any dependent
263 child or children, or any person legally liable for the support of such
264 child or children, or any other person being supported wholly or in
265 part under the provisions of the state supplement program, medical
266 assistance program, temporary family assistance program, state-
267 administered general assistance program or [food stamps]
268 supplemental nutrition assistance program or any beneficiary under
269 said sections or any legally liable relative of such beneficiary, receives
270 property, wages, income or resources of any kind, such person or
271 beneficiary, within ten days after obtaining knowledge of or receiving
272 such property, wages, income or resources, shall notify the
273 commissioner thereof, orally or in writing, unless good cause is
274 established for failure to provide such notice, as determined by the
275 commissioner. No such person or beneficiary shall sell, assign,

276 transfer, encumber or otherwise dispose of any property without the
277 consent of the commissioner. The provisions of section 17b-137 shall be
278 applicable with respect to any person applying for or receiving an
279 award under said sections. Any change in the information which has
280 been furnished on an application form or a redetermination of
281 eligibility form shall also be reported to the commissioner, orally or in
282 writing, within ten days of the occurrence of such change, unless good
283 cause is established for failure to provide such notice, as determined
284 by the commissioner.

285 Sec. 14. Section 17b-86 of the general statutes is repealed and the
286 following is substituted in lieu thereof (*Effective from passage*):

287 Aid provided under the state supplement program, medical
288 assistance program, temporary family assistance program, state-
289 administered general assistance program or [food stamps]
290 supplemental nutrition assistance program shall be inalienable by
291 assignment, sale, attachment, execution or otherwise, and shall be
292 subject to the provisions of any amending or repealing act that may be
293 passed, and no beneficiary or other person shall have any vested right
294 to any such aid.

295 Sec. 15. Section 17b-88 of the general statutes is repealed and the
296 following is substituted in lieu thereof (*Effective from passage*):

297 If a beneficiary of assistance under the state supplement program,
298 medical assistance program, [aid to families with dependent children
299 program,] temporary family assistance program, state-administered
300 general assistance program or [food stamps] supplemental nutrition
301 assistance program receives any award or grant over the amount to
302 which he is entitled under the laws governing eligibility, the
303 Department of Social Services (1) shall immediately initiate
304 recoupment action and shall consult with the Division of Criminal
305 Justice to determine whether to refer such overpayment, with full
306 supporting information, to the state police, to a prosecuting authority
307 for prosecution or to the Attorney General for civil recovery, or (2)

308 shall take such other action as conforms to federal regulations,
309 including, but not limited to, conducting administrative
310 disqualification hearings for cases involving alleged fraud in the [food
311 stamp] supplemental nutrition assistance program, [the aid to families
312 with dependent children program,] the temporary family assistance
313 program or the state-administered general assistance program.

314 Sec. 16. Section 17b-97 of the general statutes is repealed and the
315 following is substituted in lieu thereof (*Effective from passage*):

316 (a) Any [food stamps] supplemental nutrition assistance furnished
317 or any sums paid to or on behalf of any person under the state
318 supplement program, medical assistance program, temporary family
319 assistance program, aid to families with dependent children program,
320 state-administered general assistance program or [food stamps]
321 supplemental nutrition assistance program as a result of any false
322 statement, misrepresentation or concealment of or failure to disclose
323 assets by him, or by any person legally liable for his support, may be
324 recovered in an action brought by the state against such person or
325 persons.

326 (b) Any person who, by means of an intentionally false statement or
327 misrepresentation or by impersonation or other fraudulent act or
328 device, obtains, or attempts to obtain, or aids or abets any person to
329 obtain, any monetary award under the state supplement program,
330 medical assistance program, temporary family assistance program,
331 [aid to families with dependent children program,] state-administered
332 general assistance program or [food stamps] supplemental nutrition
333 assistance program to which he is not entitled; and any person who,
334 with intent to defraud, buys or aids or abets in buying or in any way
335 disposing of the property of a person receiving an award, and any
336 person who, with intent to defraud, violates the provisions of section
337 17b-85, as amended by this act, or any other provision of said
338 programs shall be subject to the penalties for larceny under sections
339 53a-122 and 53a-123, depending on the amount involved. When a

340 person receiving assistance is convicted of an offense involving an
341 overpayment of public assistance under said sections, the
342 Commissioner of Social Services may discontinue his award or take
343 such other action as conforms to federal regulations.

344 (c) Repealed by P.A. 74-140, S. 3.

345 (d) Any person who, by means of an intentionally false statement or
346 misrepresentation or by impersonation or other fraudulent act or
347 device, obtains, or attempts to obtain, or aids or abets any person to
348 obtain, or who knowingly uses, transfers, acquires, alters, or attempts
349 to use, traffic in, forge or possess, any [United States Department of
350 Agriculture food coupon, food stamp coupon authorization to
351 participate card, or] Department of Social Services public assistance
352 photographic identification card or electronically coded identification
353 and debit card, shall be subject to the penalties for larceny under
354 sections 53a-122 and 53a-123, depending on the amount involved.

355 (e) Any person having duties in the administration of a state or
356 federally funded public assistance program who fraudulently
357 misappropriates, attempts to misappropriate, or aids and abets in the
358 misappropriation of any [United States Department of Agriculture
359 food coupon, food stamp coupon authorization to participate card, or]
360 Department of Social Services public assistance photographic
361 identification card or electronically coded identification and debit card,
362 shall be subject to the penalties for larceny under sections 53a-122 and
363 53a-123, depending on the amount involved and shall be subject to
364 discipline or discharge by the commissioner.

365 (f) Any person having duties in the administration of a state or
366 federally funded public assistance program who, directly or indirectly,
367 by himself or by another, solicits, accepts or agrees to accept from
368 another, any benefit for, because of or as consideration for, taking, or
369 promising to take, action which results, or is intended to result, in the
370 unlawful award, transfer or receipt of public assistance benefits or
371 United States Department of Agriculture [food stamp] supplemental

372 nutrition assistance benefits shall be subject to the penalty provided for
373 bribe receiving under section 53a-148 and shall be subject to discipline
374 or discharge by the commissioner.

375 Sec. 17. Section 17b-98 of the general statutes is repealed and the
376 following is substituted in lieu thereof (*Effective from passage*):

377 The cost of aid furnished under the state supplement program,
378 medical assistance program, temporary family assistance program,
379 state-administered general assistance program and [food stamps]
380 supplemental nutrition assistance program as well as the cost of its
381 administration, shall be borne entirely by the state of Connecticut,
382 except to such extent as such cost to the state may be reduced by grants
383 from the federal government.

384 Sec. 18. Section 17b-105a of the general statutes is repealed and the
385 following is substituted in lieu thereof (*Effective from passage*):

386 (a) The Commissioner of Social Services shall seek a waiver from
387 federal law to allow persons who live in an area in which (1) the
388 unemployment rate is greater than ten per cent, or (2) there is an
389 insufficient number of jobs to provide such persons with employment,
390 to be exempt from the three-month participation limit of the [food
391 stamp] supplemental nutrition assistance program implemented
392 pursuant to the [Food Stamp Act of 1977] Food and Nutrition Act of
393 2008.

394 (b) The Commissioner of Social Services shall implement vehicle
395 evaluation provisions in accordance with 7 CFR 273.8(f)(4).

396 (c) The Commissioner of Social Services, pursuant to 7 USC
397 2014(e)(6), shall implement the federal option to mandate the use of a
398 standard utility allowance, to be used in place of actual utility costs, for
399 purposes of calculating the excess shelter deduction of applicants for,
400 or recipients of, [food stamp] supplemental nutrition assistance
401 program benefits. Pursuant to 7 USC 2014(e)(6)(C)(iii)(III), the

402 commissioner shall not prorate a standard utility allowance based
403 upon the fact that an assisted household shares the utility with an
404 individual who is not a member of the assisted household.

405 Sec. 19. Section 17b-105b of the general statutes is repealed and the
406 following is substituted in lieu thereof (*Effective from passage*):

407 The Department of Social Services shall be required to pursue the
408 maximum [food stamp] supplemental nutrition assistance benefit
409 extensions permitted by the Code of Federal Regulations Title 7, Part
410 273, Section 273.12, for those households leaving the temporary
411 assistance for needy families program.

412 Sec. 20. Section 17b-105c of the general statutes is repealed and the
413 following is substituted in lieu thereof (*Effective from passage*):

414 The Commissioner of Social Services, in accordance with federal
415 law, may implement policy to simplify program administration and
416 increase payment accuracy in the [food stamp] supplemental nutrition
417 assistance program, while in the process of adopting such policy as
418 regulation, provided notice of such policy is published in the
419 Connecticut Law Journal within twenty days of implementation.

420 Sec. 21. Section 17b-109 of the general statutes is repealed and the
421 following is substituted in lieu thereof (*Effective from passage*):

422 The Commissioner of Social Services may provide photo
423 identification cards to recipients of assistance under the temporary
424 family assistance program and to heads of households and their
425 authorized representatives in the [food stamp] supplemental nutrition
426 assistance program. The commissioner may contract with public or
427 private organizations for the provision of such cards.

428 Sec. 22. Subsection (f) of section 17b-112 of the general statutes is
429 repealed and the following is substituted in lieu thereof (*Effective from*
430 *passage*):

431 (f) A family leaving assistance at the end of (1) said twenty-one-
432 month time limit, including a family with income above the payment
433 standard, or (2) the sixty-month limit shall have an interview for the
434 purpose of being informed of services that may continue to be
435 available to such family, including employment services available
436 through the Labor Department. Said interview shall contain a
437 determination of benefits available to said family provided by the
438 Department of Social Services. Said interview shall also include a
439 determination of whether such family is eligible for [food stamps]
440 supplemental nutrition assistance or Medicaid. Information and
441 referrals shall be made to such a family for services and benefits
442 including, but not limited to, the earned income tax credit, rental
443 subsidies emergency housing, employment services and energy
444 assistance.

445 Sec. 23. Section 17b-112d of the general statutes is repealed and the
446 following is substituted in lieu thereof (*Effective from passage*):

447 A person convicted of any offense under federal or state law, on or
448 after August 22, 1996, which (1) is classified as a felony, and (2) has as
449 an element the possession, use or distribution of a controlled
450 substance, as defined in Subsection (6) of 21 USC 802, shall be eligible
451 for benefits pursuant to the temporary assistance for needy families
452 program or the [food stamp] supplemental nutrition assistance
453 program pursuant to the [Food Stamp Act of 1977] Food and Nutrition
454 Act of 2008, if such person has completed a sentence imposed by a
455 court. A person shall also be eligible for said benefits if such person is
456 satisfactorily serving a sentence of a period of probation or is in the
457 process of completing or has completed a sentence imposed by the
458 court of mandatory participation in a substance abuse treatment
459 program or mandatory participation in a substance abuse testing
460 program.

461 Sec. 24. Subsection (g) of section 17b-112g of the general statutes is
462 repealed and the following is substituted in lieu thereof (*Effective from*

463 *passage*):

464 (g) Nothing in this section shall prohibit a family receiving
465 diversion assistance from being eligible for other social service
466 programs administered by the Department of Social Services
467 including, but not limited to, [food stamps] supplemental nutrition
468 assistance, child care assistance, medical assistance and transitional
469 child care and medical assistance benefits.

470 Sec. 25. Subsection (a) of section 17b-125 of the general statutes is
471 repealed and the following is substituted in lieu thereof (*Effective from*
472 *passage*):

473 (a) No resident of a town shall be deemed to be ineligible to receive
474 relief from such town by reason of having an interest in real property,
475 provided such real property (1) is maintained as such resident's
476 primary home, or (2) would not be counted in determining eligibility
477 for assistance under the state supplement program, medical assistance
478 program, temporary family assistance program or [food stamps]
479 supplemental nutrition assistance program, and provided such
480 resident shall deliver to such town, through its board of selectmen, an
481 agreement executed and acknowledged in the form and manner
482 required for the transfer of an interest in real property to reimburse
483 such town for all amounts so paid to such resident or expended by
484 such town on his behalf for maintenance, care or support, with interest
485 at the rate of four per cent per annum. Such agreement shall describe
486 by metes and bounds, and by street number and lot number, if any, the
487 real property in which such beneficiary has an interest and shall be
488 recorded in the land records of the town or towns in which such real
489 property is located, and shall constitute a lien on such real property
490 which may, at any time during which such amounts remain unpaid, be
491 foreclosed in an action brought by such town in a court of competent
492 jurisdiction, and such lien shall have precedence over all subsequently
493 recorded encumbrances, except tax liens or other municipal liens of
494 such towns. Such lien shall be released by such town by its board of

495 selectmen upon payment of the amount, plus interest, by it secured.
496 The board of selectmen of such town is authorized to adjust, remit or
497 cancel, in whole or in part, any interest accruing under such lien,
498 provided such procedure shall be deemed necessary and beneficial to
499 such town by such selectmen and shall be so voted at a meeting of
500 such selectmen and a record of such vote entered in the minutes of the
501 meetings of such board. Such board of selectmen is also authorized to
502 release such lien without payment of the amount secured thereby, in
503 whole or in part, provided such procedure shall be deemed necessary
504 and beneficial to the town by such selectmen and shall be so voted at a
505 meeting of such selectmen and a record of such vote entered in the
506 minutes of the meetings of such board. Upon the sale, after foreclosure,
507 of such real estate, or any part thereof, and after complete satisfaction
508 to such town of the amount secured by such lien, plus interest,
509 together with all costs and expenses, any balance remaining shall be
510 paid over by such selectmen to such resident or, if he is deceased, to
511 his estate. The board of selectmen of such town is authorized to
512 execute, in behalf of the town, all releases, deeds and other instruments
513 necessary to carry out the provisions of this section. Upon written
514 request therefor, the selectmen shall forthwith issue to the applicant a
515 statement of the amount due to be paid to cancel such lien. No such
516 lien shall be valid and enforceable after the expiration of forty years
517 from the date it was recorded.

518 Sec. 26. Section 17b-292a of the general statutes is repealed and the
519 following is substituted in lieu thereof (*Effective from passage*):

520 The Commissioner of Social Services, in determining if an
521 individual continues to be eligible for the HUSKY Plan, Part A or Part
522 B, shall determine whether such individual is a recipient of a child care
523 subsidy under section 17b-749, [food stamps] supplemental nutrition
524 assistance under the [food stamp] supplemental nutrition assistance
525 program pursuant to the [Food Stamp Act of 1977] Food and Nutrition
526 Act of 2008 or benefits under any other program administered by the
527 Department of Social Services for the purpose of ascertaining whether

528 the department has information necessary for the redetermination of
529 eligibility under the HUSKY Plan. In the event such information is
530 available, the commissioner shall use such information in such
531 redetermination.

532 Sec. 27. Subsection (a) of section 17b-342 of the general statutes is
533 repealed and the following is substituted in lieu thereof (*Effective from*
534 *passage*):

535 (a) The Commissioner of Social Services shall administer the
536 Connecticut home-care program for the elderly state-wide in order to
537 prevent the institutionalization of elderly persons (1) who are
538 recipients of medical assistance, (2) who are eligible for such
539 assistance, (3) who would be eligible for medical assistance if residing
540 in a nursing facility, or (4) who meet the criteria for the state-funded
541 portion of the program under subsection (i) of this section. For
542 purposes of this section, a long-term care facility is a facility which has
543 been federally certified as a skilled nursing facility or intermediate care
544 facility. The commissioner shall make any revisions in the state
545 Medicaid plan required by Title XIX of the Social Security Act prior to
546 implementing the program. The annualized cost of the community-
547 based services provided to such persons under the program shall not
548 exceed sixty per cent of the weighted average cost of care in skilled
549 nursing facilities and intermediate care facilities. The program shall be
550 structured so that the net cost to the state for long-term facility care in
551 combination with the community-based services under the program
552 shall not exceed the net cost the state would have incurred without the
553 program. The commissioner shall investigate the possibility of
554 receiving federal funds for the program and shall apply for any
555 necessary federal waivers. A recipient of services under the program,
556 and the estate and legally liable relatives of the recipient, shall be
557 responsible for reimbursement to the state for such services to the
558 same extent required of a recipient of assistance under the state
559 supplement program, medical assistance program, temporary family
560 assistance program or [food stamps] supplemental nutrition assistance

561 program. Only a United States citizen or a noncitizen who meets the
562 citizenship requirements for eligibility under the Medicaid program
563 shall be eligible for home-care services under this section, except a
564 qualified alien, as defined in Section 431 of Public Law 104-193,
565 admitted into the United States on or after August 22, 1996, or other
566 lawfully residing immigrant alien determined eligible for services
567 under this section prior to July 1, 1997, shall remain eligible for such
568 services. Qualified aliens or other lawfully residing immigrant aliens
569 not determined eligible prior to July 1, 1997, shall be eligible for
570 services under this section subsequent to six months from establishing
571 residency. Notwithstanding the provisions of this subsection, any
572 qualified alien or other lawfully residing immigrant alien or alien who
573 formerly held the status of permanently residing under color of law
574 who is a victim of domestic violence or who has mental retardation
575 shall be eligible for assistance pursuant to this section. Qualified aliens,
576 as defined in Section 431 of Public Law 104-193, or other lawfully
577 residing immigrant aliens or aliens who formerly held the status of
578 permanently residing under color of law shall be eligible for services
579 under this section provided other conditions of eligibility are met.

580 Sec. 28. Section 17b-790 of the general statutes is repealed and the
581 following is substituted in lieu thereof (*Effective from passage*):

582 The department shall provide a program of nutrition education in
583 accordance with the [Food Stamp Act of 1977] Food and Nutrition Act
584 of 2008, as from time to time amended, and shall provide information
585 to participants and applicants on their rights and responsibilities under
586 the [food stamp] supplemental nutrition assistance program.

587 Sec. 29. Section 17b-790a of the general statutes is repealed and the
588 following is substituted in lieu thereof (*Effective from passage*):

589 (a) The Commissioner of Social Services, within available
590 appropriations, shall establish a food assistance program for
591 individuals entering the United States prior to April 1, 1998, whose
592 immigrant status meets the eligibility requirements of the federal

593 [Food Stamp Act of 1977] Food and Nutrition Act of 2008, as amended,
594 but who are no longer eligible for [food stamps] supplemental
595 nutrition assistance solely due to their immigrant status under Public
596 Law 104-193. Individuals who enter the United States after April 1,
597 1998, must have resided in the state for six months prior to becoming
598 eligible for the state program. The commissioner may administer such
599 program in accordance with the provisions of the federal [food stamp]
600 supplemental nutrition assistance program, except those pertaining to
601 the determination of immigrant status under Public Law 104-193.

602 (b) The commissioner shall provide assistance to an individual
603 under this section in an amount equal to seventy-five per cent of the
604 amount the individual would be eligible to receive under the federal
605 [Food Stamp Act of 1977] Food and Nutrition Act of 2008, as amended.

606 (c) The commissioner shall terminate assistance under this section to
607 any individual whose federal [food stamp] supplemental nutrition
608 assistance benefits have been restored.

609 (d) The commissioner shall implement the policies and procedures
610 necessary to carry out the provisions of this section while in the
611 process of adopting such policies and procedures in regulation form,
612 provided notice of intent to adopt the regulations is published in the
613 Connecticut Law Journal within twenty days after implementation.
614 Such policies and procedures shall be valid until the time final
615 regulations are effective.

616 Sec. 30. Subsection (e) of section 31-254 of the general statutes is
617 repealed and the following is substituted in lieu thereof (*Effective from*
618 *passage*):

619 (e) On a biweekly basis, the Department of Social Services shall
620 compile a list of individuals who are receiving public assistance under
621 the temporary assistance for needy families, Medicaid, [food stamp]
622 supplemental nutrition assistance, state supplement and state-
623 administered general assistance programs and shall transmit such list

624 to the Labor Department. The Labor Department shall promptly
625 identify any new employee who is such an individual and said
626 department shall transmit to the Department of Social Services the
627 name, address and Social Security number of each such new employee
628 and the name, address and state and federal tax registration or
629 identification numbers of the employer.

630 Sec. 31. Subsection (b) of section 52-259b of the general statutes is
631 repealed and the following is substituted in lieu thereof (*Effective from*
632 *passage*):

633 (b) There shall be a rebuttable presumption that a person is indigent
634 and unable to pay a fee or fees or the cost of service of process if (1)
635 such person receives public assistance, or (2) such person's income
636 after taxes, mandatory wage deductions and child care expenses is one
637 hundred twenty-five per cent or less of the federal poverty level. For
638 purposes of this subsection, "public assistance" includes, but is not
639 limited to, state-administered general assistance, temporary family
640 assistance, aid to the aged, blind and disabled, [food stamps]
641 supplemental nutrition assistance and Supplemental Security Income.

642 Sec. 32. Section 17b-105e of the general statutes is repealed and the
643 following is substituted in lieu thereof (*Effective from passage*):

644 As used in sections 17b-105e to 17b-105i, inclusive, as amended by
645 this act:

646 (1) "Poverty reduction strategies" means a coordinated set of actions
647 which may include, but is not limited to, job search and work
648 experience; education and training, including adult basic education,
649 high school equivalency preparation, adult literacy classes, vocational
650 training and post-secondary education; payment of tuition; case
651 management; related services that improve employability; income
652 safety net services; quality child care during work and job training;
653 family support; and reentry programs, that are based on best practices
654 and aimed at reducing poverty or the risk of poverty for individuals

655 and families (A) who are living in census tracts with high poverty
656 rates, (B) whose incomes are at or below two hundred per cent of the
657 federal poverty level, and (C) who are in one or more of the following
658 target populations: (i) Adolescent parents, (ii) older adolescents and
659 young adults, or (iii) low-income working families; and

660 (2) ["Food stamp] "Supplemental nutrition assistance employment
661 and training community collaborative" means a consortium of public
662 and private providers, established pursuant to section 17b-105g, as
663 amended by this act, to implement poverty reduction strategies.

664 Sec. 33. Section 17b-105f of the general statutes is repealed and the
665 following is substituted in lieu thereof (*Effective from passage*):

666 (a) The Department of Social Services shall administer a [food
667 stamp] supplemental nutrition assistance employment and training
668 program, authorized under the federal [Food Stamp Act of 1977] Food
669 and Nutrition Act of 2008, as amended from time to time, to provide
670 employment and training activities, support services and other
671 programs and services for recipients of the [food stamp] supplemental
672 nutrition assistance program. The program shall provide for the
673 receipt of federal matching funds to the state from the United States
674 Department of Agriculture for funds expended on behalf of [food
675 stamp] supplemental nutrition assistance recipients by state agencies,
676 local governments, nonprofit entities, institutions of higher education
677 and other eligible [food stamp] supplemental nutrition assistance
678 employment and training providers for employment and training
679 activities that qualify for such matching funds under federal law and
680 regulations. The department shall seek to maximize the use of the
681 federal matching funds provision under the program to the fullest
682 extent permitted by federal law.

683 (b) Federal grants received under the program shall be used in
684 accordance with federal law and regulations to fund [food stamp]
685 supplemental nutrition assistance employment and training activities.

686 (c) The department shall select providers whose employment and
687 training activities qualify for reimbursement under federal law and
688 regulations to participate in the federal matching funds provision of
689 the [food stamp] supplemental nutrition assistance employment and
690 training program. Providers shall be selected in a form and manner
691 prescribed by the Commissioner of Social Services. In selecting
692 providers, the department shall give priority to providers who are
693 members of a [food stamp] supplemental nutrition assistance
694 employment and training community collaborative and whose
695 strategies are aligned with the recommendations of the Child Poverty
696 and Prevention Council and its plan to reduce child poverty developed
697 pursuant to section 4-67x.

698 (d) The department shall distribute to providers pursuant to
699 subsection (c) of this section federal matching funds in accordance
700 with section 17b-105h, as amended by this act. Such funds shall be
701 used for poverty reduction strategies.

702 Sec. 34. Section 17b-105g of the general statutes is repealed and the
703 following is substituted in lieu thereof (*Effective from passage*):

704 (a) The Department of Social Services shall select among qualified
705 [food stamp] supplemental nutrition assistance employment and
706 training community collaboratives to receive federal matching funds in
707 accordance with section 17b-105h, as amended by this act. To be
708 considered for receipt of such funds, each collaborative shall
709 demonstrate its capacity to implement poverty reduction strategies to
710 the department in such form and in such manner as the Commissioner
711 of Social Services prescribes. Each collaborative shall identify (1) its
712 priorities for reducing child poverty in such municipality or region, (2)
713 how funds that are received by the collaborative will be utilized, (3)
714 community partners and resources utilized to support poverty
715 reduction strategies, and (4) its capacity to collect relevant data and
716 measure outcomes.

717 (b) Each [food stamp] supplemental nutrition assistance

718 employment and training community collaborative shall establish a
719 governance structure, determine membership and identify or establish
720 a fiscal agent. A collaborative shall consist of at least five member
721 entities representing institutions of higher education, regional
722 workforce development boards, social services nonprofit agencies,
723 business associations, philanthropic organizations, municipalities,
724 community action agencies or other community partners. A majority
725 of the membership of each collaborative shall be [food stamp]
726 supplemental nutrition assistance employment and training providers.

727 (c) Funds provided to a [food stamp] supplemental nutrition
728 assistance employment and training community collaborative shall be
729 used to implement poverty reduction strategies in a municipality or
730 region. Such strategies shall be aligned with the recommendations of
731 the Child Poverty and Prevention Council and its plan to reduce child
732 poverty developed pursuant to section 4-67x.

733 Sec. 35. Section 17b-105h of the general statutes is repealed and the
734 following is substituted in lieu thereof (*Effective from passage*):

735 (a) For the fiscal year ending June 30, 2009, the Department of Social
736 Services may use such funds from the federal matching funds received
737 by the state pursuant to section 17b-105f, as amended by this act, as are
738 needed for operating expenses and to employ one staff position for
739 purposes directly related to the administration of the matching funds
740 provision for the [food stamp] supplemental nutrition assistance
741 employment and training program, and for any fiscal year thereafter
742 may use such funds as is necessary to operate and administer said
743 program.

744 (b) The remaining federal matching funds received by the state
745 pursuant to section 17b-105f, as amended by this act, shall be used for
746 poverty reduction strategies and distributed in the following manner:
747 Seventy-five per cent of such remaining funds shall be provided to
748 [food stamp] supplemental nutrition assistance employment and
749 training providers whose expenditures generated the federal matching

750 funds on a pro-rata basis, pursuant to section 17b-105f, as amended by
751 this act; and twenty-five per cent of such remaining funds shall be
752 provided to [food stamp] supplemental nutrition assistance
753 employment and training community collaboratives selected pursuant
754 to section 17b-105g, as amended by this act, for implementation of
755 poverty reduction strategies.

756 Sec. 36. Section 17b-105i of the general statutes is repealed and the
757 following is substituted in lieu thereof (*Effective from passage*):

758 On or before January 15, 2009, and annually thereafter from January
759 15, 2010, to January 15, 2014, inclusive, the Commissioner of Social
760 Services shall report, in accordance with section 11-4a, to the joint
761 standing committees of the General Assembly having cognizance of
762 matters relating to human services and appropriations, and to the
763 Child Poverty and Prevention Council on the amount of federal
764 matching funds received by the state pursuant to section 17b-105f, as
765 amended by this act, the amount used by the Department of Social
766 Services for operating and administrative expenses, the amounts
767 distributed to providers and [food stamp] supplemental nutrition
768 assistance employment and training community collaboratives
769 pursuant to section 17b-105h, as amended by this act, the use of such
770 federal matching funds, including the population served, and the
771 programs' outcomes using a results-based accountability framework.

772 Sec. 37. Section 17b-105d of the general statutes is repealed and the
773 following is substituted in lieu thereof (*Effective from passage*):

774 The Department of Social Services, in conjunction with the member
775 agencies of the Child Poverty and Prevention Council, may work with
776 local governments, institutions of higher education, community action
777 agencies and other entities to continue and expand efforts, within
778 available appropriations, to enroll eligible individuals in the [food
779 stamp] supplemental nutrition assistance program and to enroll
780 eligible [food stamp] supplemental nutrition assistance participants in
781 education, employment and training activities.

782 Sec. 38. Subparagraph (A) of subdivision (12) of section 22-380e of
 783 the general statutes is repealed and the following is substituted in lieu
 784 thereof (*Effective from passage*):

785 (A) The [food stamp] supplemental nutrition assistance program
 786 authorized by Title XIII of the federal Food and Agriculture Act of
 787 1977, 7 USC 2011 et seq.;

788 Sec. 39. Section 17b-791 of the general statutes is repealed and the
 789 following is substituted in lieu thereof (*Effective from passage*):

790 The Department of Social Services shall establish a supplemental
 791 nutrition commodities assistance program to provide funds for the
 792 purchase of high protein or other nutritionally beneficial supplemental
 793 foods, or both, for soup kitchens, food pantries and emergency
 794 shelters. Such foods shall be purchased in bulk by the Connecticut
 795 Food Bank through in-state wholesalers or brokers, or both, and
 796 allotted to existing soup kitchens, food pantries and emergency
 797 shelters in accordance with the established policies of the Food Bank.
 798 Such soup kitchens, food pantries and emergency shelters shall pay a
 799 handling charge of five cents per pound in order to cover the costs
 800 incurred by the Connecticut Food Bank. The food shall be distributed
 801 free of charge by the soup kitchens, food pantries and emergency
 802 shelters.

803 Sec. 40. Section 12-412e of the general statutes is repealed. (*Effective*
 804 *from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	4-66e(e)
Sec. 2	<i>from passage</i>	4-71c
Sec. 3	<i>from passage</i>	9-23j
Sec. 4	<i>from passage</i>	12-412(57)
Sec. 5	<i>from passage</i>	12-574(s)
Sec. 6	<i>from passage</i>	17b-2

Sec. 7	<i>from passage</i>	17b-7a
Sec. 8	<i>from passage</i>	17b-75
Sec. 9	<i>from passage</i>	17b-76
Sec. 10	<i>from passage</i>	17b-77
Sec. 11	<i>from passage</i>	17b-79
Sec. 12	<i>from passage</i>	17b-80(a)
Sec. 13	<i>from passage</i>	17b-85
Sec. 14	<i>from passage</i>	17b-86
Sec. 15	<i>from passage</i>	17b-88
Sec. 16	<i>from passage</i>	17b-97
Sec. 17	<i>from passage</i>	17b-98
Sec. 18	<i>from passage</i>	17b-105a
Sec. 19	<i>from passage</i>	17b-105b
Sec. 20	<i>from passage</i>	17b-105c
Sec. 21	<i>from passage</i>	17b-109
Sec. 22	<i>from passage</i>	17b-112(f)
Sec. 23	<i>from passage</i>	17b-112d
Sec. 24	<i>from passage</i>	17b-112g(g)
Sec. 25	<i>from passage</i>	17b-125(a)
Sec. 26	<i>from passage</i>	17b-292a
Sec. 27	<i>from passage</i>	17b-342(a)
Sec. 28	<i>from passage</i>	17b-790
Sec. 29	<i>from passage</i>	17b-790a
Sec. 30	<i>from passage</i>	31-254(e)
Sec. 31	<i>from passage</i>	52-259b(b)
Sec. 32	<i>from passage</i>	17b-105e
Sec. 33	<i>from passage</i>	17b-105f
Sec. 34	<i>from passage</i>	17b-105g
Sec. 35	<i>from passage</i>	17b-105h
Sec. 36	<i>from passage</i>	17b-105i
Sec. 37	<i>from passage</i>	17b-105d
Sec. 38	<i>from passage</i>	22-380e(12)(A)
Sec. 39	<i>from passage</i>	17b-791
Sec. 40	<i>from passage</i>	Repealer section

Statement of Purpose:

To change references in the general statutes from the Food Stamp Act of 1977 to the Food and Nutrition Act of 2008 according to a change in federal law.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]