

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 106, Page 3, Section 192.775, Line 6, by inserting after all of said section and line
3 the following:
4

5 "208.035. 1. Subject to appropriations and any necessary waivers or approvals, the
6 department of social services shall develop and implement a transitional benefits program for
7 temporary assistance for needy families (TANF) and the supplemental nutrition assistance program
8 (SNAP) that is designed in such a way that a TANF or SNAP beneficiary will not experience an
9 immediate loss of benefits should the beneficiary's income exceed the maximum allowable income
10 for such program. The transitional benefits offered shall provide for a transition to self-sufficiency
11 while incentivizing work and financial stability.

12 2. The transitional benefits offered shall gradually step down the beneficiary's monthly
13 benefit proportionate to the increase in the beneficiary's income. The determination for a
14 beneficiary's transitional benefit shall be as follows:

15 (1) One hundred percent of the monthly benefit for beneficiaries with monthly household
16 incomes less than or equal to one hundred thirty-eight percent of the federal poverty level;

17 (2) Eighty percent of the monthly benefit for beneficiaries with monthly household incomes
18 greater than one hundred thirty-eight percent but less than or equal to one hundred fifty percent of
19 the federal poverty level;

20 (3) Sixty percent of the monthly benefit for beneficiaries with monthly household incomes
21 greater than one hundred fifty percent but less than or equal to one hundred seventy percent of the
22 federal poverty level;

23 (4) Forty percent of the monthly benefit for beneficiaries with monthly household incomes
24 greater than one hundred seventy percent but less than or equal to one hundred ninety percent of the
25 federal poverty level; and

26 (5) Twenty percent of the monthly benefit for beneficiaries with monthly household
27 incomes greater than one hundred ninety percent but less than or equal to two hundred percent of the
28 federal poverty level.

29
30 Notwithstanding any provision of this section to the contrary, any beneficiary where monthly

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1 household income exceeds five thousand eight hundred twenty-two dollars, as adjusted for inflation,
 2 shall not be eligible for any transitional benefit under this section.

3 3. Beneficiaries receiving transitional benefits under this section shall comply with all
 4 requirements of each program for which they are eligible, including work requirements.
 5 Transitional benefits received under this section shall not be included in the lifetime limit for receipt
 6 of TANF benefits under section 208.040.

7 4. The department may promulgate any rules or regulations necessary for the
 8 implementation of this section. Any rule or portion of a rule, as that term is defined in section
 9 536.010, that is created under the authority delegated in this section shall become effective only if it
 10 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
 11 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the
 12 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and
 13 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any
 14 rule proposed or adopted after August 28, 2023, shall be invalid and void.

15 208.053. 1. ~~[The provisions of this section shall be known as the "Low-Wage Trap~~
 16 ~~Elimination Act".]~~ In order to more effectively transition persons receiving state-funded child care
 17 subsidy benefits under this chapter, the department of elementary and secondary education~~[, in~~
 18 ~~conjunction with the department of revenue,]~~ shall, subject to appropriations, by July 1, ~~[2022]~~
 19 2024, implement a ~~[pilot]~~ program ~~[in a county with a charter form of government and with more~~
 20 ~~than six hundred thousand but fewer than seven hundred thousand inhabitants, a county of the first~~
 21 ~~classification with more than two hundred sixty thousand but fewer than three hundred thousand~~
 22 ~~inhabitants, and a county of the first classification with more than two hundred thousand but fewer~~
 23 ~~than two hundred sixty thousand inhabitants, to be called the "Hand-Up Program",]~~ to allow
 24 [applicants in the program] recipients to receive transitional child care benefits without the
 25 requirement that such ~~[applicants]~~ recipients first be eligible for full child care benefits.

26 (1) For purposes of this section, "full child care benefits" shall be the full benefits awarded
 27 to a recipient based on the income eligibility amount established by the department through the
 28 annual appropriations process as of August 28, ~~[2021]~~ 2023, to qualify for the benefits and shall not
 29 include the transitional child care benefits that are awarded to recipients whose income surpasses the
 30 eligibility level for full benefits to continue. The ~~[hand-up]~~ program shall be voluntary and shall be
 31 designed such that ~~[an applicant]~~ a recipient may begin receiving the transitional child care benefit
 32 without having first qualified for the full child care benefit or any other tier of the transitional child
 33 care benefit. ~~[Under no circumstances shall any applicant be eligible for the hand-up program if the~~
 34 ~~applicant's income does not fall within the transitional child care benefit income limits established~~
 35 ~~through the annual appropriations process.]~~

36 (2) Transitional child care benefits shall be determined on a sliding scale as follows for
 37 recipients with household incomes in excess of the eligibility level for full benefits:

1 (a) Eighty percent of the state base rate for recipients with household incomes greater than
 2 the eligibility level for full benefits but less than or equal to one hundred fifty percent of the federal
 3 poverty level;

4 (b) Sixty percent of the state base rate for recipients with household incomes greater than
 5 one hundred fifty percent but less than or equal to one hundred seventy percent of the federal
 6 poverty level;

7 (c) Forty percent of the state base rate for recipients with household incomes greater than
 8 one hundred seventy percent but less than or equal to one hundred ninety percent of the federal
 9 poverty level; and

10 (d) Twenty percent of the state base rate for recipients with household incomes greater than
 11 one hundred ninety percent but less than or equal to two hundred percent of the federal poverty
 12 level, but not greater than eighty-five percent of the state median income.

13 (3) As used in this section, "state base rate" shall refer to the rate established by the
 14 department for provider payments that accounts for geographic area, type of facility, duration of
 15 care, and age of the child, as well as any enhancements reflecting after-hours or weekend care,
 16 accreditation, or licensure status, as determined by the department. Recipients shall be responsible
 17 for paying the remaining sliding fee to the child care provider.

18 (4) A participating recipient shall be allowed to opt out of the program at any time, but such
 19 person shall not be allowed to participate in the program a second time.

20 2. The department shall track the number of participants in the ~~[hand-up]~~ program and shall
 21 issue an annual report to the general assembly by September 1, ~~[2023]~~ 2025, and annually on
 22 September first thereafter, detailing the effectiveness of the ~~[pilot]~~ program in encouraging
 23 recipients to secure employment earning an income greater than the maximum wage eligible for the
 24 full child care benefit. The report shall also detail the costs of administration and the increased
 25 amount of state income tax paid as a result of the program~~[-as well as an analysis of whether the~~
 26 ~~pilot program could be expanded to include other types of benefits, including, but not limited to,~~
 27 ~~food stamps, temporary assistance for needy families, low income heating assistance, women,~~
 28 ~~infants and children supplemental nutrition program, the state children's health insurance program,~~
 29 ~~and MO HealthNet benefits].~~

30 3. The department shall pursue all necessary waivers from the federal government to
 31 implement the ~~[hand-up]~~ program. If the department is unable to obtain such waivers, the
 32 department shall implement the program to the degree possible without such waivers.

33 4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created
 34 under the authority delegated under this section shall become effective only if it complies with and
 35 is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and
 36 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to
 37 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently
 38 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
 39 August 28, 2012, shall be invalid and void.

1 ~~[5. Pursuant to section 23.253 of the Missouri sunset act:~~

2 ~~(1) The provisions of the new program authorized under this section shall sunset~~
 3 ~~automatically three years after August 28, 2021, unless reauthorized by an act of the general~~
 4 ~~assembly; and~~

5 ~~(2) If such program is reauthorized, the program authorized under this section shall sunset~~
 6 ~~automatically three years after the effective date of the reauthorization of this section; and~~

7 ~~(3) This section shall terminate on September first of the calendar year immediately~~
 8 ~~following the calendar year in which the program authorized under this section is sunset.]~~

9 208.066. 1. Upon approval by the Centers for Medicare and Medicaid Services, the Food
 10 and Nutrition Services within the United States Department of Agriculture, or any other relevant
 11 federal agency, the department of social services shall limit any initial application for the
 12 Supplemental Nutrition Assistance Program (SNAP), the Temporary Assistance for Needy Families
 13 program (TANF), the child care assistance program, or MO HealthNet to a one-page form that is
 14 easily accessible on the department of social services' website.

15 2. Persons who are participants in a program listed in subsection 1 of this section who are
 16 required to complete a periodic eligibility review form may submit such form as an attachment to
 17 their Missouri state individual income tax return if the person's eligibility review form is due before
 18 or at the same time that he or she files such state tax return. The department of social services shall
 19 limit periodic eligibility review forms associated with the programs listed in subsection 1 of this
 20 section to a one-page form that is easily accessible on both the department of social services'
 21 website and the department of revenue's website.

22 3. Notwithstanding the provisions of section 32.057 to the contrary, the department of
 23 revenue shall share any eligibility form submitted under this section with the department of social
 24 services.

25 4. The department of revenue may promulgate all necessary rules and regulations for the
 26 administration of this section. Any rule or portion of a rule, as that term is defined in section
 27 536.010, that is created under the authority delegated in this section shall become effective only if it
 28 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
 29 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the
 30 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and
 31 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any
 32 rule proposed or adopted after August 28, 2023, shall be invalid and void."; and

33
 34 Further amend said bill by amending the title, enacting clause, and intersectional references
 35 accordingly.