

An Act

Senate Bill XX-XXX

By Senator(s)

also Representative(s)

Concerning resource limitations as a condition of eligibility for (insert program).

Be it enacted by the (insert appropriate name of state legislature) of the State of (X).

SECTION 1. The introductory portion to, (state) Revised Statutes, are amended, and the said section is further amended by the addition of a new subsection, to read:

Target populations. (2) The state board shall promulgate rules to identify with specificity who may be a participant/recipient in the (insert program) program and the income requirements for participation in the program. The rules shall:

- (a) Allow an applicant or a participant to own a one motor vehicle and an additional motor vehicle for each employed member of the assistance unit and allow an applicant or a participant to own a homestead property.
- (b) Exempt a maximum resource level for an applicant of fifty thousand dollars. Consistent with the provisions of subsection (6) of this section, the state board shall promulgate rules to specify which resources are countable resources to specify additional resources that are excluded as exempt resources for purposes of determining the maximum resource level for an applicant, and to further define the resources and assets specified in subsection (6) of this section.

(6) The following resources and assets deemed to promote self-sufficiency shall be exempt from the fifty thousand dollar resource limitation specified in paragraph (B) of subsection (2) of this section:

- (a) RETIREMENT SAVINGS ACCOUNTS;
- (b) HEALTH CARE SAVINGS ACCOUNTS;
- (c) INDIVIDUAL DEVELOPMENT ACCOUNTS;
- (d) EDUCATION SAVINGS ACCOUNTS, SCHOLARSHIPS, FUNDS FROM COLLEGE WORK STUDY PROGRAMS, AND EDUCATIONAL STIPENDS;

- (e) EARNED INCOME TAX CREDIT REFUNDS RECEIVED BY THE ASSISTANCE UNIT AND OTHER TAX REFUNDS;
- (f) TRAINING ALLOWANCE USED BY PERSONS PARTICIPATING IN REHABILITATIVE SERVICES PROGRAMS;
- (g) ANY PORTION OF AN SSI PAYMENT OR AUXILIARY GRANT;
- (h) FOSTER CARE PAYMENTS RECEIVED BY ANYONE IN THE ASSISTANCE UNIT;
- (i) PAYMENTS MADE UNDER THE ENERGY ASSISTANCE PROGRAM;
- (j) ALL FEDERAL, STATE, AND LOCAL GOVERNMENT RENT AND HOUSING SUBSIDIES AND UTILITY PAYMENTS;
- (k) THE FIRST \$100 OF TOTAL CHILD OR SPOUSAL SUPPORT PAYMENTS RECEIVED EACH MONTH BY AN ASSISTANCE UNIT;
- (l) NONRECURRING MONETARY GIFTS FOR SPECIAL OCCASIONS, SUCH AS BIRTHDAYS, CHRISTMAS, GRADUATIONS;
- (m) ANY REAL ESTATE ASSET THAT DOES NOT PRODUCE OR PROVIDE INCOME FOR THE PARTICIPANT AND IS NOT A SECONDARY RESIDENCE OF THE PARTICIPANT;
- (n) BURIAL PLOTS AND BURIAL INSURANCE PLANS;
- (o) BENEFITS RECEIVED UNDER TITLE VII, NUTRITION PROGRAM FOR THE ELDERLY, OF THE OLDER AMERICANS ACT OF 1965;
- (p) LIFE OR DISABILITY INSURANCE POLICIES THAT MAY HAVE A CASH VALUE; AND
- (q) ANY ADDITIONAL RESOURCE OR ASSET THAT THE STATE BOARD EXEMPTS BY RULE.

SECTION 2. Repeal. Revised Statutes, is repealed as follows:

XX-X-XXX. Benefits – (insert appropriate language in line with your state).

SECTION 3. Effective date – applicability. This act shall take effect upon passage and shall apply to eligibility determinations made for the (insert program) program, Revised Statutes, on or after (insert date).

SECTION 4. Safety clause. The (insert appropriate name of state legislature) hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.