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SENATE BILL NO. 866

Offered January 12, 2011

Prefiled January 10, 2011

A BILL to amend and reenact § 63.2-609 of the Code of Virginia, relating to VIEW work requirement; exemption.

Patron—Martin

Referred to Committee on Rehabilitation and Social Services

Be it enacted by the General Assembly of Virginia:**1. That § 63.2-609 of the Code of Virginia is amended and reenacted as follows:**

§ 63.2-609. VIEW exemptions.

The following TANF recipients shall be exempt from mandatory participation in VIEW and shall remain eligible for TANF financial assistance:

1. Any individual, including all minor caretakers, under ~~sixteen~~ 16 years of age;

2. Any individual at least ~~sixteen~~ 16, but no more than ~~nineteen~~ 19 years of age, who is enrolled full-time in elementary or secondary school, including career and technical education programs. The career and technical education program must be equivalent to secondary school. Whenever feasible, such recipients should participate in summer work;

3. Any individual who is unable to participate because of a temporary medical condition that is preventing employment or training, as determined by a physician or other qualified medical professional and certified by a written medical statement. Such an exemption shall be reevaluated every ~~sixty~~ 60 days to determine whether the person is still exempt;

4. Any individual who is disabled, as determined by receipt of Social Security Disability Benefits or Supplemental Security Income;

5. Any individual ~~sixty~~ 60 years of age or older;

6. Any individual who is the sole caregiver of another member of the household who is disabled as determined by receipt of Social Security Disability Benefits or Supplemental Security Income or who is incapacitated by another condition as determined by the Board and whose presence is essential for the care of the other member on a substantially continuous basis;

7. A parent or caretaker-relative of a child under 12 months of age who personally provides care for the child. *A parent or caretaker-relative exempt from mandatory participation in VIEW pursuant to this subdivision shall be exempt for a period of no more than 12 months. Months during which a parent or caretaker-relative is exempt may be consecutive or nonconsecutive.* A parent of a child not considered part of the TANF public assistance unit under § 63.2-604 may be granted a temporary exemption of not more than six weeks after the birth of such child.

In a TANF-UP case, both parents shall be referred for participation unless one meets an exemption; only one parent can be exempt. If both parents meet an exemption criterion, they shall decide who will be referred for participation.

INTRODUCED

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