

LEGISLATIVE BILL 179

Passed over the Governor's Veto March 22, 1977

Introduced by Chambers, 11

AN ACT to amend section 43-512, Revised Statutes Supplement, 1976, relating to assistance for children; to increase the amount of assistance available to qualified persons; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 43-512, Revised Statutes Supplement, 1976, be amended to read as follows:

43-512. (1) Any dependent child, as defined in section 43-504, or any relative of such dependent child may file with the local county board of public welfare a written application for financial assistance for such child on forms furnished by the Department of Public Welfare.

(2) The county board of public welfare, through its agents and employees, shall thereupon make such investigation as it deems necessary or as may be required by the Director of Public Welfare. If the investigation discloses that such child has a parent or stepparent who is able to contribute to the support of such child and has failed to do so, a copy of the finding of such investigation shall be filed with the county attorney.

(3) The county board of public welfare shall make a finding as to whether the application referred to in subsection (1) of this section shall be allowed or denied. If it is found that said application should be allowed, the board shall further find the amount of monthly assistance which should be paid with reference to such dependent child. Except as may be otherwise provided, payments shall be made by state warrant, and the amount of payments shall not exceed two hundred ten fifty dollars per month where there is but one dependent child in any home, and an additional forty-two sixty dollars per month on behalf of each child over the number of one.

(4) The amount which shall be paid as assistance with respect to a dependent child shall be based in each case upon the conditions disclosed by the investigation made by the county board of public welfare. An appeal shall lie from the finding made in each case to the Director of Public Welfare. Such appeal may be taken by

any taxpayer or by any relative of such child. Proceedings for and upon appeal shall be conducted in the same manner as provided for in section 68-1016.

(5) For the purpose of preventing dependency, the Director of Public Welfare is authorized to promulgate rules and regulations providing for services to former and potential recipients of aid to dependent children and medical assistance benefits. The director is further authorized to promulgate rules and regulations establishing programs and cooperating with programs of work incentive, work experience, job training and education. The provisions of this section with regard to determination of need, amount of payment, maximum payment, and method of payment shall not be applicable to families or children included in such programs.

Sec. 2. That original section 43-512, Revised Statutes Supplement, 1976, is repealed.