

By: Smith

To: Public Health and
Welfare; Judiciary

SENATE BILL NO. 2511

1 AN ACT TO AMEND SECTION 43-17-5, MISSISSIPPI CODE OF 1972,
2 TO DIRECT THE DEPARTMENT OF HUMAN SERVICES TO REQUEST NECESSARY
3 WAIVERS TO IMPLEMENT A CHILD DEVELOPMENT TRUST FUND PILOT PROGRAM
4 FOR CHILDREN IN FAMILIES RECEIVING TANF ASSISTANCE WHO ARE
5 SUBJECTED TO ABUSE OR NEGLECT, AND WHERE A FAMILY MEMBER HAS BEEN
6 CONVICTED OF CERTAIN FELONIES; AND FOR RELATED PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 SECTION 1. Section 43-17-5, Mississippi Code of 1972, is
9 amended as follows:[RDD1]

10 43-17-5. (1) The amount of Temporary Assistance for Needy
11 Families (TANF) benefits which may be granted for any dependent
12 child and a needy caretaker relative shall be determined by the
13 county department with due regard to the resources and necessary
14 expenditures of the family and the conditions existing in each
15 case, and in accordance with the rules and regulations made by the
16 Department of Human Services which shall not be less than the
17 Standard of Need in effect for 1988, and shall be sufficient when
18 added to all other income (except that any income specified in the
19 federal Social Security Act, as amended, may be disregarded) and
20 support available to the child to provide such child with a
21 reasonable subsistence compatible with decency and health. The
22 first family member in the dependent child's budget may receive an
23 amount not to exceed One Hundred Ten Dollars (\$110.00) per month;

24 the second family member in the dependent child's budget may
25 receive an amount not to exceed Thirty-six Dollars (\$36.00) per
26 month; and each additional family member in the dependent child's
27 budget an amount not to exceed Twenty-four Dollars (\$24.00) per
28 month. The maximum for any individual family member in the
29 dependent child's budget may be exceeded for foster or medical
30 care or in cases of mentally retarded or physically handicapped
31 children. TANF benefits granted shall be specifically limited
32 only (a) to children existing or conceived at the time the
33 caretaker relative initially applies and qualifies for such
34 assistance, unless this limitation is specifically waived by the
35 department, or (b) to a child born following a twelve (12)
36 consecutive month period of discontinued benefits by the caretaker
37 relative.

38 (2) TANF cash benefits in Mississippi shall be provided by
39 monthly checks mailed to the recipient family until such time as
40 an on-line electronic benefits transfer system for TANF benefit
41 payments is implemented pursuant to Section 43-1-28.

42 (3) The Department of Human Services shall deny TANF
43 benefits to the following categories of individuals, except for
44 individuals and families specifically exempt or excluded for good
45 cause as allowed by federal statute or regulation:

46 (a) Families without a minor child residing with the
47 custodial parent or other adult caretaker relative of the child;

48 (b) Families which include an adult who has received
49 TANF assistance for sixty (60) months after the commencement of
50 the Mississippi TANF program, whether or not such period of time
51 is consecutive;

52 (c) Families not assigning to the state any rights a
53 family member may have, on behalf of the family member or of any
54 other person for whom the family member has applied for or is

55 receiving such assistance, to support from any other person, as
56 required by law;

57 (d) Families who fail to cooperate in establishing
58 paternity or obtaining child support, as required by law;

59 (e) Any individual who has not attained eighteen (18)
60 years of age, is not married to the head of household, has a minor
61 child at least twelve (12) weeks of age in his or her care, and
62 has not successfully completed a high school education or its
63 equivalent, if such individual does not participate in educational
64 activities directed toward the attainment of a high school diploma
65 or its equivalent, or an alternative educational or training
66 program approved by the department;

67 (f) Any individual who has not attained eighteen (18)
68 years of age, is not married, has a minor child in his or her
69 care, and does not reside in a place or residence maintained by a
70 parent, legal guardian or other adult relative or the individual
71 as such parent's, guardian's or adult relative's own home;

72 (g) Any minor child who has been, or is expected by a
73 parent or other caretaker relative of the child to be, absent from
74 the home for a period of more than thirty (30) days;

75 (h) Any individual who is a parent or other caretaker
76 relative of a minor child who fails to notify the department of
77 the absence of the minor child from the home for the thirty-day
78 period specified in paragraph (g), by the end of the five-day
79 period that begins with the date that it becomes clear to the
80 individual that the minor child will be absent for the thirty-day
81 period;

82 (i) Any individual who fails to comply with the

83 provisions of the Employability Development Plan signed by the
84 individual which prescribe those activities designed to help the
85 individual become and remain employed, or to participate
86 satisfactorily in the assigned work activity, as authorized under
87 subsection (6)(c);

88 (j) A parent or caretaker relative who has not engaged
89 in an allowable work activity once the department determines the
90 parent or caretaker relative is ready to engage in work, or once
91 the parent or caretaker relative has received TANF assistance
92 under the program for twenty-four (24) months, whether or not
93 consecutive, whichever is earlier;

94 (k) Any individual who is fleeing to avoid prosecution,
95 or custody or confinement after conviction, under the laws of the
96 jurisdiction from which the individual flees, for a crime, or an
97 attempt to commit a crime, which is a felony under the laws of the
98 place from which the individual flees, or who is violating a
99 condition of probation or parole imposed under federal or state
100 law;

101 (l) Aliens who are not qualified under federal law;

102 (m) For a period of ten (10) years following
103 conviction, individuals convicted in federal or state court of
104 having made a fraudulent statement or representation with respect
105 to the individual's place of residence in order to receive TANF,
106 food stamps or Supplemental Security Income (SSI) assistance under
107 Title XVI or Title XIX simultaneously from two (2) or more states;
108 and

109 (n) Individuals who are recipients of federal
110 Supplemental Security Income (SSI) assistance.

111 (4) (a) Any person who is otherwise eligible for TANF
112 benefits, including custodial and noncustodial parents, shall be
113 required to attend school and meet the monthly attendance
114 requirement as provided in this subsection if all of the following
115 apply:

116 (i) The person is under age twenty (20);

117 (ii) The person has not graduated from a public or
118 private high school or obtained a GED equivalent;

119 (iii) The person is physically able to attend
120 school and is not excused from attending school; and

121 (iv) If the person is a parent or caretaker
122 relative with whom a dependent child is living, child care is
123 available for the child.

124 The monthly attendance requirement under this subsection
125 shall be attendance at the school in which the person is enrolled
126 for each day during a month that the school conducts classes in
127 which the person is enrolled, with not more than two (2) absences
128 during the month for reasons other than the reasons listed in
129 paragraph (e) (iv) of this subsection. Persons who fail to meet
130 participation requirements in this subsection shall be subject to
131 sanctions as provided in paragraph (f) of this subsection.

132 (b) As used in this subsection, "school" means any one
133 (1) of the following:

134 (i) A school as defined in Section 37-13-91(2);

135 (ii) A vocational, technical and adult education
136 program; or

137 (iii) A course of study meeting the standards
138 established by the State Department of Education for the granting

139 of a declaration of equivalency of high school graduation.

140 (c) If any compulsory-school-age child, as defined in
141 Section 37-13-91(2), to which TANF eligibility requirements apply
142 is not in compliance with the compulsory school attendance
143 requirements of Section 37-13-91(6), the superintendent of schools
144 of the school district in which the child is enrolled or eligible
145 to attend shall notify the county department of human services of
146 the child's noncompliance. The Department of Human Services shall
147 review school attendance information as provided under this
148 paragraph at all initial eligibility determinations and upon
149 subsequent report of unsatisfactory attendance.

150 (d) The signature of a person on an application for
151 TANF benefits constitutes permission for the release of school
152 attendance records for that person or for any child residing with
153 that person. The department shall request information from the
154 child's school district about the child's attendance in the school
155 district's most recently completed semester of attendance. If
156 information about the child's previous school attendance is not
157 available or cannot be verified, the department shall require the
158 child to meet the monthly attendance requirement for one (1)
159 semester or until the information is obtained. The department
160 shall use the attendance information provided by a school district
161 to verify attendance for a child. The department shall review
162 with the parent or caretaker relative a child's claim that he or
163 she has a good cause for not attending school.

164 A school district shall provide information to the
165 department about the attendance of a child who is enrolled in a
166 public school in the district within five (5) working days of the

167 receipt of a written request for such information from the
168 department. The school district shall define how many hours of
169 attendance count as a full day and shall provide that information,
170 upon request, to the department. In reporting attendance, the
171 school district may add partial days' absence together to
172 constitute a full day's absence.

173 (e) A child who is required to attend school to meet
174 the requirements under this subsection shall comply except when
175 there is good cause, which shall be demonstrated by any of the
176 following circumstances:

177 (i) The minor parent is the caretaker of a child
178 less than twelve (12) weeks old; or

179 (ii) The department determines that child care
180 services are necessary for the minor parent to attend school and
181 there is no child care available; or

182 (iii) The child is prohibited by the school
183 district from attending school and an expulsion is pending. This
184 exemption no longer applies once the teenager has been expelled;
185 however, a teenager who has been expelled and is making
186 satisfactory progress towards obtaining a GED equivalent shall be
187 eligible for TANF benefits; or

188 (iv) The child failed to attend school for one or
189 more of the following reasons:

190 1. Illness, injury or incapacity of the child
191 or the minor parent's child;

192 2. Court-required appearances or temporary
193 incarceration;

194 3. Medical or dental appointments for the

195 child or minor parent's child;

196 4. Death of a close relative;

197 5. Observance of a religious holiday;

198 6. Family emergency;

199 7. Breakdown in transportation;

200 8. Suspension; or

201 9. Any other circumstance beyond the control

202 of the child, as defined in regulations of the department.

203 (f) Upon determination that a child has failed without
204 good cause to attend school as required, the department shall
205 provide written notice to the parent or caretaker relative
206 (whoever is the primary recipient of the TANF benefits) that
207 specifies:

208 (i) That the family will be sanctioned in the next
209 possible payment month because the child who is required to attend
210 school has failed to meet the attendance requirement of this
211 subsection;

212 (ii) The beginning date of the sanction, and the
213 child to whom the sanction applies;

214 (iii) The right of the child's parents or
215 caretaker relative (whoever is the primary recipient of the TANF
216 benefits) to request a fair hearing under this subsection.

217 The child's parent or caretaker relative (whoever is the
218 primary recipient of the TANF benefits) may request a fair hearing
219 on the department's determination that the child has not been
220 attending school. If the child's parents or caretaker relative
221 does not request a fair hearing under this subsection, or if,
222 after a fair hearing has been held, the hearing officer finds that

223 the child without good cause has failed to meet the monthly
224 attendance requirement, the department shall discontinue or deny
225 TANF benefits to the child thirteen (13) years old, or older, in
226 the next possible payment month. The department shall discontinue
227 or deny twenty-five percent (25%) of the family grant when a child
228 six (6) through twelve (12) years of age without good cause has
229 failed to meet the monthly attendance requirement. Both the child
230 and family sanction may apply when children in both age groups
231 fail to meet the attendance requirement without good cause. A
232 sanction applied under this subsection shall be effective for one
233 (1) month for each month that the child failed to meet the monthly
234 attendance requirement. In the case of a dropout, the sanction
235 shall remain in force until the parent or caretaker relative
236 provides written proof from the school district that the child has
237 reenrolled and met the monthly attendance requirement for one (1)
238 calendar month. Any month in which school is in session for at
239 least ten (10) days during the month may be used to meet the
240 attendance requirement under this subsection. This includes
241 attendance at summer school. The sanction shall be removed the
242 next possible payment month.

243 (5) All parents or caretaker relatives shall have their
244 dependent children receive vaccinations and booster vaccinations
245 against those diseases specified by the State Health Officer
246 pursuant to Section 41-23-37 in accordance with the vaccination
247 and booster vaccination schedule prescribed by the State Health
248 Officer for children of that age, in order for the parents or
249 caretaker relatives to be eligible or remain eligible to receive
250 TANF benefits. Proof of having received such vaccinations and

251 booster vaccinations shall be given by presenting the certificates
252 of vaccination issued by any health care provider licensed to
253 administer vaccinations, and submitted on forms specified by the
254 State Board of Health. If the parents without good cause do not
255 have their dependent children receive the vaccinations and booster
256 vaccinations as required by this subsection and they fail to
257 comply after thirty (30) days' notice, the department shall
258 sanction the family's TANF benefits by twenty-five percent (25%)
259 for the next payment month and each subsequent payment month until
260 the requirements of this subsection are met.

261 (6) (a) If the parent or caretaker relative applying for
262 TANF assistance is an employable person, as determined by the
263 Department of Human Services, the person shall be required to
264 engage in an allowable work activity once the department
265 determines the parent or caretaker relative is ready to engage in
266 work, or once the parent or caretaker relative has received TANF
267 assistance under the program for twenty-four (24) months, whether
268 or not consecutive, whichever is earlier. No TANF benefits shall
269 be given to any person to whom this section applies who fails
270 without good cause to comply with the Employability Development
271 Plan prepared by the department for the person, or who has refused
272 to accept a referral or offer of employment, training or education
273 in which he or she is able to engage, subject to the penalties
274 prescribed in subsection (6)(d). A person shall be deemed to have
275 refused to accept a referral or offer of employment, training or
276 education if he or she:

277 (i) Willfully fails to report for an interview
278 with respect to employment when requested to do so by the

279 department; or

280 (ii) Willfully fails to report to the department
281 the result of a referral to employment; or

282 (iii) Willfully fails to report for allowable work
283 activities as prescribed in subsection (6)(c).

284 (b) The Department of Human Services shall operate a
285 statewide work program for TANF recipients to provide work
286 activities and supportive services to enable families to become
287 self-sufficient and improve their competitive position in the work
288 force in accordance with the requirements of the federal Personal
289 Responsibility and Work Opportunity Reconciliation Act of 1996
290 (Public Law 104-193), as amended, and the regulations promulgated
291 thereunder. All adults who are not specifically exempt shall be
292 referred by the department for allowable work activities. An
293 adult may be exempt from the mandatory work activity requirement
294 for the following reasons:

295 (i) Incapacity;

296 (ii) Temporary illness or injury, verified by
297 physician's certificate;

298 (iii) Is in the third trimester of pregnancy,
299 verified by physician's certificate;

300 (iv) Caretaker of a child under twelve (12)
301 months, for not more than twelve (12) months of the sixty-month
302 maximum benefit period;

303 (v) Caretaker of an ill or incapacitated person,
304 as verified by physician's certificate;

305 (vi) Age, if over sixty (60) or under eighteen
306 (18) years of age;

307 (vii) Receiving treatment for substance abuse, if
308 the person is in compliance with the substance abuse treatment
309 plan;

310 (viii) In a two-parent family, the caretaker of a
311 severely disabled child, as verified by a physician's certificate;
312 or

313 (ix) History of having been a victim of domestic
314 violence, which has been reported as required by state law and is
315 substantiated by police reports or court records, and being at
316 risk of further domestic violence, shall be exempt for a period as
317 deemed necessary by the department but not to exceed a total of
318 twelve (12) months, which need not be consecutive, in the
319 sixty-month maximum benefit period. For the purposes of this
320 paragraph (ix), "domestic violence" means that an individual has
321 been subjected to:

322 1. Physical acts that resulted in, or
323 threatened to result in, physical injury to the individual;

324 2. Sexual abuse;

325 3. Sexual activity involving a dependent
326 child;

327 4. Being forced as the caretaker relative of
328 a dependent child to engage in nonconsensual sexual acts or
329 activities;

330 5. Threats of, or attempts at, physical or
331 sexual abuse;

332 6. Mental abuse; or

333 7. Neglect or deprivation of medical care.

334 (c) For all families, all adults who are not

335 specifically exempt shall be required to participate in work
336 activities for at least the minimum average number of hours per
337 week specified by federal law or regulation, not fewer than twenty
338 (20) hours per week (thirty-five (35) hours per week for
339 two-parent families) of which are attributable to the following
340 allowable work activities:

- 341 (i) Unsubsidized employment;
- 342 (ii) Subsidized private employment;
- 343 (iii) Subsidized public employment;
- 344 (iv) Work experience (including work associated
345 with the refurbishing of publicly assisted housing), if sufficient
346 private employment is not available;
- 347 (v) On-the-job training;
- 348 (vi) Job search and job readiness assistance
349 consistent with federal TANF regulations;
- 350 (vii) Community service programs;
- 351 (viii) Vocational educational training (not to
352 exceed twelve (12) months with respect to any individual);
- 353 (ix) The provision of child care services to an
354 individual who is participating in a community service program;
- 355 (x) Satisfactory attendance at high school or in a
356 course of study leading to a high school equivalency certificate,
357 for heads of household under age twenty (20) who have not
358 completed high school or received such certificate;
- 359 (xi) Education directly related to employment, for
360 heads of household under age twenty (20) who have not completed
361 high school or received such equivalency certificate.

362 The following are allowable work activities which may be

363 attributable to hours in excess of the minimum specified above:

364 (i) Job skills training directly related to
365 employment;

366 (ii) Education directly related to employment for
367 individuals who have not completed high school or received a high
368 school equivalency certificate;

369 (iii) Satisfactory attendance at high school or in
370 a course of study leading to a high school equivalency, for
371 individuals who have not completed high school or received such
372 equivalency certificate;

373 (iv) Job search and job readiness assistance
374 consistent with federal TANF regulations.

375 (d) If any adult or caretaker relative refuses to
376 participate in allowable work activity as required under this
377 subsection (6), the following full family TANF benefit penalty
378 will apply, subject to due process to include notification,
379 conciliation and a hearing if requested by the recipient:

380 (i) For the first violation, the department shall
381 terminate the TANF assistance otherwise payable to the family for
382 a two-month period or until the person has complied with the
383 required work activity, whichever is longer;

384 (ii) For the second violation, the department
385 shall terminate the TANF assistance otherwise payable to the
386 family for a six-month period or until the person has complied
387 with the required work activity, whichever is longer;

388 (iii) For the third violation, the department
389 shall terminate the TANF assistance otherwise payable to the
390 family for a twelve-month period or until the person has complied

391 with the required work activity, whichever is longer;

392 (iv) For the fourth violation, the person shall be
393 permanently disqualified.

394 For a two-parent family, unless prohibited by state or
395 federal law, Medicaid assistance shall be terminated only for the
396 person whose failure to participate in allowable work activity
397 caused the family's TANF assistance to be sanctioned under this
398 subsection (6) (d), unless an individual is pregnant, but shall
399 not be terminated for any other person in the family who is
400 meeting that person's applicable work requirement or who is not
401 required to work. Minor children shall continue to be eligible
402 for Medicaid benefits regardless of the disqualification of their
403 parent or caretaker relative for TANF assistance under this
404 subsection (6), unless prohibited by state or federal law.

405 (e) Any person enrolled in a two-year or four-year
406 college program who meets the eligibility requirements to receive
407 TANF benefits, and who is meeting the applicable work requirements
408 and all other applicable requirements of the TANF program, shall
409 continue to be eligible for TANF benefits while enrolled in the
410 college program for as long as the person meets the requirements
411 of the TANF program, unless prohibited by federal law.

412 (f) No adult in a work activity required under this
413 subsection (6) shall be employed or assigned (i) when any other
414 individual is on layoff from the same or any substantially
415 equivalent job within six (6) months before the date of the TANF
416 recipient's employment or assignment; or (ii) if the employer has
417 terminated the employment of any regular employee or otherwise
418 caused an involuntary reduction of its work force in order to fill

419 the vacancy so created with an adult receiving TANF assistance.
420 The Mississippi Employment Security Commission, established under
421 Section 71-5-101, shall appoint one or more impartial hearing
422 officers to hear and decide claims by employees of violations of
423 this paragraph (f). The hearing officer shall hear all the
424 evidence with respect to any claim made hereunder and such
425 additional evidence as he may require and shall make a
426 determination and the reason therefor. The claimant shall be
427 promptly notified of the decision of the hearing officer and the
428 reason therefor. Within ten (10) days after the decision of the
429 hearing officer has become final, any party aggrieved thereby may
430 secure judicial review thereof by commencing an action, in the
431 circuit court of the county in which the claimant resides, against
432 the commission for the review of such decision, in which action
433 any other party to the proceeding before the hearing officer shall
434 be made a defendant. Any such appeal shall be on the record which
435 shall be certified to the court by the commission in the manner
436 provided in Section 71-5-531, and the jurisdiction of the court
437 shall be confined to questions of law which shall render its
438 decision as provided in that section.

439 (7) The Department of Human Services may provide child care
440 for eligible participants who require such care so that they may
441 accept employment or remain employed. The department may also
442 provide child care for those participating in the TANF program
443 when it is determined that they are satisfactorily involved in
444 education, training or other allowable work activities. The
445 department may contract with Head Start agencies to provide child
446 care services to TANF recipients. The department may also arrange

447 for child care by use of contract or vouchers, provide vouchers in
448 advance to a caretaker relative, reimburse a child care provider,
449 or use any other arrangement deemed appropriate by the department,
450 and may establish different reimbursement rates for child care
451 services depending on the category of the facility or home. Any
452 center-based or group home child care facility under this
453 paragraph shall be licensed by the State Department of Health
454 pursuant to law. When child care is being provided in the child's
455 own home, in the home of a relative of the child, or in any other
456 unlicensed setting, the provision of such child care may be
457 monitored on a random basis by the Department of Human Services or
458 the State Department of Health. Transitional child care
459 assistance may be continued if it is necessary for parents to
460 maintain employment once support has ended, unless prohibited
461 under state or federal law. Transitional child care assistance
462 may be provided for up to twenty-four (24) months after the last
463 month during which the family was eligible for TANF assistance, if
464 federal funds are available for such child care assistance.

465 (8) The Department of Human Services may provide
466 transportation or provide reasonable reimbursement for
467 transportation expenses that are necessary for individuals to be
468 able to participate in allowable work activity under the TANF
469 program.

470 (9) Medicaid assistance shall be provided to a family of
471 TANF program participants for up to twenty-four (24) consecutive
472 calendar months following the month in which the participating
473 family would be ineligible for TANF benefits because of increased
474 income, expiration of earned income disregards, or increased hours

475 of employment of the caretaker relative; however, Medicaid
476 assistance for more than twelve (12) months may be provided only
477 if a federal waiver is obtained to provide such assistance for
478 more than twelve (12) months and federal and state funds are
479 available to provide such assistance.

480 (10) The department shall require applicants for and
481 recipients of public assistance from the department to sign a
482 personal responsibility contract that will require the applicant
483 or recipient to acknowledge his or her responsibilities to the
484 state.

485 (11) The department shall enter into an agreement with the
486 State Personnel Board and other state agencies that will allow
487 those TANF participants who qualify for vacant jobs within state
488 agencies to be placed in state jobs. State agencies participating
489 in the TANF work program shall receive any and all benefits
490 received by employers in the private sector for hiring TANF
491 recipients. This subsection (11) shall be effective only if the
492 state obtains any necessary federal waiver or approval and if
493 federal funds are available therefor.

494 (12) No new TANF program requirement or restriction
495 affecting a person's eligibility for TANF assistance, or allowable
496 work activity, which is not mandated by federal law or regulation
497 may be implemented by the Department of Human Services after the
498 effective date of this act, unless such is specifically authorized
499 by an amendment to this section by the Legislature.

500 (13) The Department of Human Services is hereby authorized
501 and directed to apply for necessary waivers under federal law to
502 implement a Child Development Trust Fund Pilot Program for

503 children in families receiving TANF assistance, using the
504 following guidelines:

505 (a) In families receiving TANF assistance, where child
506 abuse or neglect has been documented by a licensed social worker
507 or other personnel required to make reports of child abuse or
508 neglect by law, or where a family member has been convicted of a
509 felony as documented by a licensed social worker, the Department
510 of Human Services shall terminate the TANF assistance otherwise
511 payable to the family and place the proceeds into a trust fund to
512 be expended by the department for the subsistence, housing, and
513 other benefit of the child or children in the family, as directed
514 by the department.

515 (b) For purposes of this Child Development Trust Fund
516 Pilot Program, in addition to any child abuse or neglect
517 determined by a youth court, child abuse or neglect shall include:

518 (i) physical acts that resulted in, or threatened to result in,
519 physical injury to a dependent child; (ii) sexual activity
520 involving a dependent child; (iii) threats of, or attempts at,
521 physical or sexual abuse of a dependent child; (iv) mental abuse
522 of a dependent child; or (v) neglect or deprivation of medical
523 care for the dependent child.

524 (c) For purposes of this Child Development Trust Fund
525 Pilot Program, a "felony" which disqualifies a family from
526 receiving TANF assistance shall mean a felony conviction, guilty
527 plea or plea of nolo contendere to a felony of possession or sale
528 of drugs, murder, manslaughter, armed robbery, rape, sexual
529 battery, sex offense listed in Section 45-31-3(I), child abuse,
530 arson, grand larceny, burglary, gratification of lust or

531 aggravated assault which has not been reversed on appeal or for
532 which a pardon has not been granted.

533 (d) The department shall develop procedures for
534 applying for the Child Development Trust Fund Pilot Program by
535 county human services departments, and shall establish guidelines
536 for the expenditures of TANF funds for the benefit of children
537 participating in the program, and the department may contract with
538 private entities for providing services for children under the
539 Child Development Trust Fund.

540 SECTION 2 This act shall take effect and be in force from
541 and after July 1, 2000.