COMMITTEE ON FINANCE UNITED STATES SENATE Harry Flood Byrd, Chairman

MAY 1, 1962

BRIEF SUMMARY OF MAJOR PROVISIONS OF AND DETAILED COMPARISON SHOWING CHANGES MADE IN EXISTING LAW BY H.R. 10606 (PUBLIC WELFARE AMENDMENTS OF 1962) AS PASSED BY THE HOUSE OF REPRESENTATIVES

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BRIEF SUMMARY OF MAJOR PROVISIONS OF H.R. 10606

PUBLIC ASSISTANCE

A. Increase in Federal matching formula for the aged, blind, and disabled

The Federal matching share in the case of the programs for the aged, the blind, and the disabled would be increased to twenty-nine thirty-fifths of the first \$35 of the average monthly payment per recipient and the maximum for matching would be raised to \$70 on a permanent basis. Under the present temporary provision, which was effective October 1, 1961, there is Federal matching on four-fifths of the first \$31 with a maximum of \$66. This provision will expire on June 30, 1962, whereupon the formula will revert to fourfifths of the first \$30 with a maximum of \$65. The change does not affect the special provision for medical care in the old-age assistance program. Cost (HEW estimate), \$161.1 million.¹

B. Services and training in the public assistance programs

Under existing law, a State, at its option, may provide services toward this end under all the public assistance programs except medical assistance for the aged. The Federal Government matches these expenditures on a 50-50 basis, under the provision which governs administrative expenses.

The States would be required to provide cartain minimum services for applicants and recipients, which the Secretary would prescribe, to help them to attain self-care (old-age assistance); self-support and self-care (the blind and the disabled); and to strengthen family life (aid to dependent children). There are no minimum required services for medical assistance to the aged.

The bill would authorize 75 percent Federal matching in all public assistance titles for certain services to be specified by the Secretary of Health, Education, and Welfare. These services could apply to applicants and recipients of assistance as well as those "likely to become" or who "have been" recipients, on the request of such persons (within such periods as the Secretary may prescribe).

The 75 percent matching would also be available for training personnel who are employed, or who are preparing to work, in State welfare a sencies.

Other services which the Secretary does not designate would be continued at 50 percent matching, as would all other administrative costs. Cost (HEW estimate), \$40.8 million ¹ (with over half going into the ADC program).

C. Changes in the aid to dependent children (ADC) program

1. Additional authority to States to prevent abuses in aid to dependent children payments.—It would be provided that various methods (short of denying assistance to the child) may be used by States to see that ADC payments are used in the best interests of the child. It would also be provided that, beginning October 1, 1962, and ending June 30, 1967, payments for up to 5 percent of recipients would be authorized to be made to third parties interested in the welfare of the child where it is determined that the parent is so incapable of managing funds that the child's welfare is affected. Certain safeguards and standards would be prescribed. Cost (HEW estimate), negligible.¹

2. Payments on the basis of the unemployment of the parent.—This temporary provision of existing law, which is effective May 1, 1961, to June 30, 1962, would be extended for 5 years and be expanded to cover both parents instead of one as in existing law. A provision would be added which would deny aid to a parent for refusal to accept retraining without good cause.

Under prior law, ADC payments could be made only on the basis of the death, disability, or absence of the parent. Cost (HEW.estimate), \$85 million (of which \$12 million is attributable to the second parent provision).

I Cost figure for fiecal 1963.

3. Payments on the basis of the disability of the parent.-Federal matching would be expanded to cover payments for both parents of children who are needy because of the disability of the parent. At the present time the Federal Government matches for one adult recipient only. Cost (HEW estimate) \$22 million.

4. Community work and training programs.—The bill would provide that beginning October 1, 1962, for a period of 5 years, Federal matching funds would be available in cases where payments are made under work programs which are a part of the ADC program and meet certain standards. Under interpretation of existing law there can be no matching as to payments made for work by a welfare agency and such payments currently are financed wholly by State and local funds Cost (HEW estimate), negligible.1

5. Payments to children removed by court order into foster care.—Under temporary existing law, which is effective May 1, 1961, to June 30, 1962, payments can be made to ADC children removed by court order into foster home care. This provision would be made permanent. Payments under prior law were limited to children living with specified relatives. The bill also expands the program to include children placed in private child care institutions as well as those receiving family home care as in existing law. Cost (HEW estimate), \$4.1 million.¹

D. Other changes in public assistance programs

1. Incentive for employment through consideration of expenses.- The States would be required, in determining the amount of assistance to be provided for the needy aged, blind, disabled, and dependent children, to take into account necessary expenses that may reasonably be attributed to the earning of income. Under current administrative policy, the States may, at their option, consider such expenses.

Also, in determining "need" in the ADC program the States would be allowed to disregard certain earned or other income put aside for the child's future need (e.g., such items as education or preparation for employment). Cost (HEW estimate), negligible.¹

2. Optional single State plan for aged, blind, disabled, and medical assistance for the aged.—States would be allowed to operate these programs under a single plan. States which select the single plan would become eligible for Federal matching for medical care for recipients of aid to the blind and to the disabled on the same basis as now available for recipients of old-age assistance (i.e., up to \$15 a month per recipient for vendor medical care). Such additional matching would not be available if States remained under their separate programs. Administration would be allowed, however, for separate existing blind agencies. Cost (HEW estimate), \$7.4 million.¹³

3. Training of public assistance workers.—The provisions of present law authorizing Federal grants to States to increase the number of adequately trained public welfare personnel to work in public assistance programs, which are due to expire June 30, 1963, would be made permanent, with dollar limitations on authorized appropriations for grants to States for training of public assistance workers-\$3.5 million in fiscal 1963 and \$5 million a year thereafter. Cost (HEW estimate), negligible.1

4. Assistance to repatriated American citizens.-This provision of existing law, which was effective on June 30, 1961, and will expire on June 30, 1962, permits temporary assistance to citizens returning from foreign countries because of illness, destitution, or crisis. It would be extended for 2 years. Cost (HEW estimate), \$400,000.1

5. Demonstration projects .- The bill would permit the Secretary of Health, Education, and Welfare to waive any State plan requirement which he deemed necessary (such as statewide applicability of plan) for pilot or demonstration projects designed to improve the public assistance programs and would provide alternative methods of financing such projects out of public assistance appropriations. Cost (HEW estimate), negligible.1

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¹ Cost figures for fiscal 1963. 9 57 million a year after it goes into effect in July 1968. 9 Increases to \$16 million in 1964 and subsequent years.

6. Aid to the blind programs (Missouri and Pennsylvania).—The provision of the 1950 amendments, which granted an exemption to certain aid to the blind programs (in effect at that time) from the income and resources test of Federal law, would be placed on a permanent basis. It has been extended periodically and would, under existing law, expire in 1964.

CHILD WELFARE SERVICES

The authorization for child welfare services would be increased from the present \$25 million per year to \$30 million for 1963, \$35 million in 1964, \$40 million in 1965-66, \$45 million in 1967-68, and \$50 million in 1969 and thereafter. Of the amount between \$25 and \$35 million, there would be specific earmarking for day care of not more than \$5 million in 1963 and not more than \$10 million in subsequent years. Cost (HEW estimate), \$5 million ¹ (increasing in subsequent years as noted above).

ADVISORY COUNCIL

The bill provides for an Advisory Council, to be appointed by the Secretary of Health, Education, and Welfare in 1964, to review the status of the public assistance and child welfare services programs and report their findings to the Secretary.

Cost figures for fiscal 1983.

CHANGES IN EXISTING LAW PROPOSED BY H.R. 10606 as passed by the House of Representatives

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PUBLIC ASSISTANCE

Item	Existing law	H.R. 10606 as passed by the House
I. Increase in the Federal matching formula: A. Payments for old-age assistance, aid to the [blind, and aid to the permanently and totally disabled:	 Temporary Federal matching share is \$24.80 of the first \$31 (% of the first \$31) with variable grant matching on the amount above \$31 up to a maximum of \$66 per recipient per month. After June 30, 1962, the formula will revert to % of the first \$30 with variable grant matching up to a maximum of \$65 a month per recipient. Variable grant matching for States whose per capita income is at or above the national average is 50 percent, while for States below the national average it varies up to 65 percent. The "Federal percentages" as promulgated for the provide luke 1061 ware and average it ware and supercent ware and supercent. 	Federal matching share increased on permanent basis to \$29 out of first \$35 (% of the first \$35) up to a maximum of \$70 per recipient per month. Effective date quarter beginning July 1, 1962.
	period July 1, 1961, through June 30, 1963, are as follows: Petrol	· · · ·
	State: percenses Alabama 65.00 Alaska 50.00 Arisona 58.39 Arkansas 65.00 California 50.00 Colorado 52.78 Connecticut 50.00 District of Columbia 50.00 Florida 58.44 Georgia 65.00 Illinois 53.38 Idaho 65.00 Illinois 50.00 Indiana 52.03 Iowa 55.00 Kansas 57.52 Kentucky 65.00 Louisiana 52.03 Iowa 55.00 Maine 65.00 Maine 50.00 Montana 52.03 Iowa 55.00 Maise 57.52 Kentucky 65.00 Montana 50.00 Mississippi 65.00 Mississippi 65.00 Montana 56.86	

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North Carolina	
North Dakota	
Ohio	
Öklahoma	
Öregon	
Rhode Island	
South Carolina	
South Dakota 65.00	
Tennessee	
Техая	
Utah	
Vermont	
Virginia 64.91	
Washington	
West Virginia 65.00	
Wisconsin	
(25 F.R. 8727)	
Vendor medical payments.—For old-age assistance only	No change as
there is additional Federal matching as to medical	which adop
vendor payments (i.e., payments directly to the	disabled pr
providers of medical services) with respect to State	matching f
expenditures for medical or remedial care, the larger	plicable ex
of the following alternatives:	applicable t
	the new co
	beginning C
"Federal medical percentage" of vendor payment	
expenditures that are above \$66 per month, up to \$15	•
per recipient per month. or	
15 percent of vendor payment expenditures, up to	
\$15 per recipient per month.	
\$15 per recipient per month. The "Federal medical percentage" is dependent on the	Formula also
relationship between State per capita income and the	on money p
National per capita income. The percentage ranges from 50 percent for States at or above the national	
from 50 percent for States at or above the national	
average to 80 percent for States with the lowest in-	
come. (See percentages, next page).	
For States with average monthly payments over \$66,	
the Federal Government participates at the rate of	
the "Federal medical percentage" in the expenditures	
over \$66 except that such participation is limited to	
the amount of the average vendor medical payment up to \$15 per recipient per month.	
For States with average monthly payments of \$66	
per month or less, the Federal share in average vendor	
medical payments up to \$15 per recipient per month	
is an additional 15 percentage points over and above	
the "Federal percentage" used to compute the	
Federal share of money payments.	
Provision is also made that a State with an average	
payment over \$66 per month can never receive less	
in additional Federal funds in respect to such medical	
service costs than if it had an average payment of \$66	
per month.	l

No change as to old-age assistance; but for those States which adopt the optional combined aged, blind, and disabled program (see p. 16) the additional \$15 matching for medical vendor payments (now applicable exclusively to old-age assistance) will be applicable to the blind and disabled recipients under the new combined title (XVI). (Effective quarter beginning Oct. 1, 1962.)

Formula also changed to reflect new matching maximum on money payments of \$70. 67

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Item	Existing law	H.R. 10606 as passed by the House
I. Increase in the Federal matching formula—Continued B. Payments for aid to dependent children.	For money and medical vendor payments the Federal share is \$14 out of the first \$17 (1%) of the first \$17) per recipient per month with variable grant matching on the amount above \$17 up to a maximum of \$30 per recipient per month. Variable grant matching for the States are at the same percentages as old-age	No change other than provision of Federal matching fo additional recipients (second parent), see p. 10.
C. Payments for medical assistance for the aged.	assistance money payment matching. The Federal share of expenditures for medical vendor payments is based on a variable grant matching for- mula which runs from 50 percent for States at and above the national per capita average up to 80 per- cent for the lowest per capita income State. The Federal share (the Federal-medical percentage) for each State is as follows:	No change.
	Pederal-medical percentages applicable for July 1, 1981, through June 50, 1985.	No change.
	State: Permise	
	Alabama. 79.04	
	Alaska	
	Arizona	
,	Arkansas	
	California	
	Colorado	
	Connecticut	
	Delaware 50.00 District of Columbia	
	Florida	
	Georgía	
	Hawaii	
	Idabe. 66. 29	
	Illinois 50.00	
	Indiana	
	Iowa	
	Кальая	
	Kentucky	
	Louisiana	
	Maine	
	Maryland	
	Massachusetts	
	Michigan	
	Minnesota	
	Mississippi	
	Missouri	
	Montana. 55.74	
	Nebraska	
	Nevada	
	New Hampshire	
	New Jersey	
	New Mexico	

PUBLIC ASSISTANCE-Continued

	New York 50.00 North Carolina. 77.47 North Dakota. 72.44 Ohio. 50.00 Oklahoma. 66.53 Oregon. 52.40 Pennsylvania. 50.00 Rhode Island. 51.09 South Carolina. 80.00 South Dakota. 72.16 Tennessee. 75.87 Texas. 60.79	
	Utah	
D. Special formula for Puerto Rico, Virgin Ialands, and Guam. 1. Matching formula	Federal matching on a 50-50 basis on both money and vendor medical payments up to a maximum of \$35.50 (to revert to \$35 after June 30, 1962) a month times the number of recipients on the old-age, blind, and disabled program with a maximum of \$18 a month times the number of recipients on the aid to dependent children program. Additional matching for vendor medical expenditures is available for up to \$7.50 par month per recipient	Raises the maximum for Federal matching to \$37.50 per recipient per month for the old-age, blind, and disabled programs. No change in additional (\$7.50) medical vendor match- ing for old-age assistance. Also separate vendor
2. Dollar limitation	on old-age assistance rather than the additional \$15 per month per recipient which applies to the States and the District of Columbia. Total Federal payments for all 4 public assistance pro- grams may not exceed— Fical 1855 1855 and after Puerto Rico\$9, 500, 000 \$9, 125, 000 Virgin Islands \$20, 000 \$18, 750 Guam 430, 000 425, 000 In each case a portion of these amounts is only available if used to provide additional medical vendor pay-	matching will be available under new combined title (XVI). (See p. 16.) Raises dollar limitation of fiscal 1963 and thereafter to- Puerto Rico
14. m	ments on behalf of assistance recipients: Puerto Rico	

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Item Existing law H.R. 10606 as passed by the House 1. Increase in the Federal matching formula-Continued E. Provision of rehabilitation services and training of welfare agency personnel (adminis. trative expenses): 1. Type of services and Fed-The Federal Government shares with the States on a States would be required to make available to applicants eral matching. and recipients at least the following services, to be dollar-for-dollar basis (50 percent) in the administrative costs of carrying out the public assistance proprescribed by the Secretary of Health, Education, and Welfare: In the case of old-age assistance applicants grams for the aged, blind, disabled, dependent children, and medical assistance for the aged. A and recipients, "to help them attain or retain capability for self-care"; in the case of applicants and State, at its option, may include within its matched administrative expenses, services to help applicants recipients on the blind and disabled program, "to for and recipients of public assistance to attain selfhelp them attain or retain capability for self-support or self-care"; in the case of the dependent children care, (old-age assistance); self-support and self-care (aid to the blind and aid to the disabled); and to program, "to maintain and strengthen family life for children, and to help relatives specified in the act maintain and strengthen family life (aid to dependent with whom children * * * are living to attain or children). There is no provision authorizing services for medical assistance for the aged. retain capability for self-support or self-care." Other services noted in the following paragraph may be made available at the option of the State as are all services for medical assistance for the aged. The Federal Government would pay 75 percent of the cost of-(1) the services specified above, which are required by the Secretary to be made available to applicants or recipients; (2) other services provided to applicants or recipients specified by the Secretary as likely to prevent or reduce dependency: (3) services described in (1) and (2) specified by the Secretary as appropriate for individuals who, within the periods prescribed by the Secretary, have been or are likely to become applicants for or recipients of public assistance and who request such services: (4) training of personnel employed or preparing for employment with a State or local public assistance agency. The Federal Government would continue to pay 50 percent of cost of other services and other administrative costs. Effective as to expenditures after June 30, 1962. 2. Providers of services... Services are to be provided by the staff of the State Same as under existing law, but services may also be welfare agency but, in the provision of these services. furnished, pursuant to agreement with the State there must be maximum utilization of other agencies welfare agency, by a State health or vocational reproviding similar or related services. habilitation agency or by other State agencies which the Secretary deems appropriate (whether provided by its staff or by contract with nonprofit private or local public agencies). The provision of services by other agencies would be subject to limitations by the Secretary and would have to be services which

PUBLIC ASSISTANCE—Continued

8211362	 II. Changes in the aid to dependent chil- dren (ADC) program: A. Extension of program to families with unemployed parents: 		judgment of the State Welfare agency, could not be as economically or effectively provided by its staff and are not otherwise reasonably available to individuals in need of them. However, any services to physically handicapped individuals which are defined as voca- tional rehabilitation services and which are furnished by the State vocational rehabilitation agency must be furnished by that agency unless otherwise agreed to by the State vocational rehabilitation agency.	
	1. Eligibility requirements	For period beginning May 1, 1961, and ending June 30, 1962, Federal participation is authorized in payments to children who are deprived of parental support or care "by reason of the unemployment of a parent" as defined by State. Prior to effective date of temporary provision aid to dependent children had been limited to needy de- pendent children under 18 (and parent or specified relative with whom they are living) who have been deprived of parental support or care by reason of the death, continued absence from the home, or physical or mental incapacity of a parent. (Specified rela- tives include grandmother, grandfather, brother, sister, stepfather, stepmother, steppother, step- sister, uncle, aunt, 1st cousin, nephew, or niece.)	 Program would be extended for 5 years through June 30, 1967. 	
	2. State plan requirements	 Various regular aid to dependent children program requirements relating to administration by a single State agency, merit system, requirement of fair hearing, notification of law-enforcement agencies in case of deserting parents, etc. Also, additional requirements applicable only to unemployed parent provision specifying that State plan— (a) make assurance that assistance will not be granted if, and for as long as, the unemployed parent refuses, without good cause, to accept employment in which he is able to engage and which is offered through either a public employment office or by an employer if the offer is determined by the State agency to be a bona fide offer of such employment of unemployed parents, including appropriate provision for periodic registration of the unemployed parent and other services and facilities of such offices; and (c) provide for entering into cooperative arrangements with the State vocational education agency looking toward maximum utilization of its services and facilities to encourage retraining of such unemployed parent. 	 2. No change. (a) No change. (b) No change. (c) Adds requirement that State plan <i>must</i> provide for denying aid to families for as long as the unemployed parent refuses without good cause to undergo such retraining. Effective July 1, 1963. 	9

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PUBLIC ASSISTANCE—Continued

Item	Existing law	H.R. 10606 as passed by the House
 II. Changes in the aid to dependent children (ADC) program—Continued A. Extension of program to families with unemployed parents—Continued 2. State plan requirements—Continued 	Also allows any State, at its option, to provide for the denial of all (or any part) of aid under the plan to which any child or relative might be entitled for any month, if the unemployed penret receives compen- sation under an unemployment compensation law of a State or of the United States for any week, any part of which is included in such month.	No change.
B. Program of Federal payments for foster care of dependent children.	Prior to present temporary provision which will expire June 30, 1962, no Federal participation was author- ized for children in foster care since program was limited to children living in home of a parent or a rel- ative of the degree noted above.	
	For period beginning May 1, 1961, and ending June 30, 1962, allows Federal payments with respect to any child otherwise not eligible who—	Makes provision permanent.
	(1) is removed, after Apr. 30, 1961, from home of specified relative as a result of a judicial determina- tion that continuation therein would be contrary to	(1) No change.
	his welfare; (2) is placed in a foster family home (approved by the State) as a result of such determination; and	(2) Expanded to allow Federal participation as to children placed in a nonprofit private child care institution, subject to limitations prescribed by Secretary to include within Federal participation only cost items which are included in foster family home care. Provision is made for payments by the State or local agency for foster care in a foster family home or a child care institution either directly or through a public or nonprofit private child-placement or child-care agency. Effective as to expenditures made after June 30, 1962.
	(3) was receiving aid under the State aid-to- dependent-children program in the month when court proceedings were started, and for whose place- ment and care the State agency administering the program is responsible.	(3) No change.
C. Federal matching as to both parents.	The formula authorizes Federal participation as to only one parent (or other relative).	Authorizes Federal participation in payments to the spouse of the parent (who is living with the parent) but only if the child is a dependent child because of the disability or unemployment of the parent. The provision is not applicable to the spouses of other specified relatives. Effective as to expenditures after Sept. 30, 1962.
D. Determination of need	A State agency, in determining need, must take into consideration any other income and resources of any individuals claiming assistance. Under present administrative practice States are encouraged, but not required, to take into account expenses incurred	Requires that a State agency, in determining need, must take into account any expenses that may be reasonably attributable to the earning of income. Would allow any States, subject to limitations prescribed by the Secretary, to permit all or any portion of the earned

E. Methods of payments by States.	in the earning of income. Also under present ad- ministrative practice States are allowed at their op- tion to disregard certain amounts of income set aside for education, employment training, etc., of a child but no differentiation is allowed between types of in- come—earned or unearned. Federal financial participation as to money payments to needy persons or their legal guardians has been authorized since 1935. Vendor payments, made	or other income to be diaregarded if set aside for future identifiable needs of a dependent child. Effective July 1, 1963. Authorizes protective payments to be made, in a limited number of cases (5 percent), to a person who is interested in or concerned with the welfare of the
	directly to the suppliers of medical services on behalf of recipients have been authorized by the 1950 amend- ments. Since 1958, payments have been authorized to be made to another person who is judicially ap- pointed for the purpose of receiving and managing such assistance payments (whether or not he is such individual's legal representative for other purposes).	 dependent child and relative, under a State plan which provides for— determination by the State agency that payments in this form are necessary because the relative is so unable to manage funds that it would be contrary to the child's welfare to make payments to such relative; meeting 100 percent of the need of the eligible persons under the plan; apecial efforts to improve the ability of the relative of the solution of th
		relative to manage funds, and periodical review of the situation to determine whether such payments to another interested person are still necessary—and with provision for judicial appointment of a guardian or legal representative if the need for payments to another interested person continues beyond a period specified by the Secretary: (4) opportunity for a fair hearing before the State agency on the determination that payments to another interested person on behalf of the child and relative are necessary; and
		(5) aid in the form of foster family care, as pro- vided for in the Social Security Act. Effective Oct. 1, 1962, and ending June 30, 1967. Prior to Jan. 1, 1967, the Secretary shall submit a report with recommendations on the provision to the Con- gress.
	Apart from payments pursuant to the above provisions nonmoney payments by States and localities have not been subject to Federal participation. These include voucher payments (furnishing recipient with vouchers which enable him to obtain particular goods or services) and relief in kind directly from State agency. Also, the law has been interpreted to ex- clude Federal participation as to certain "restricted payments." Such restricted payments may utilize one or more of the methods of payments noted above or may circumscribe the client's use of his assistance, by direct supervision of expenditures, requiring the client to make a report of his expenditures, or to account for them by furnishing receipts. The payment might be conditioned upon its being used,	Authorizes the State agency to take the following steps, whenever it has reason to believe that payments to a relative for the benefit of a child are not being or may not be used in the best interests of the child: (1) To provide the relative with counseling and guidance concerning the use of payments and manage- ment of other funds to assure their use in the best interests of the child; (2) To advise the relative that continued misuse of payments will result in substitution of protective payments (described above), or in seeking appoint- ment of a guardian or legal representative, or in other action being taken under State law to protect the interests of the child. Any action taken by the State agency pursuant to State
	in whole or in part, for specific purposes.	law, other than denial of payments for a child while in the home of a relative, will not serve as a basis for withholding Federal funds from a State under the aid to dependent children program. The States could, under State law, utilize various types of nonmoney payments without loss of Federal funds. Effective as to expenditures after Sept. 30, 1962.

Item H.R. 10606 as passed by the House Existing law II. Changes in the aid to dependent children (ADC) program-Continued F. State suitable home statutes The Secretary of Health, Education, and Welfare is authorised to withhold Federal payments with respect to a State plan which fails to comply substantially with any provision required to be included in the plan. The Department of Health, Education, and Welfare in January 1961 advised the State agencies administering aid to dependent children programs that after June 30, 1961, grants to States would not be available if the State terminated assistance to children in homes determined to be unsuitable unless the State made other provision for the children affected. Provides that a State with such a statute will not lose Legislation in 1961 extended the grace period until Sept. 1, 1962, for States with "unsuitable home" Federal matching after the termination of the grace statutes for compliance with the Department's ruling. period if provision is otherwise made pursuant to a State statute for adequate care and assistance with During this period any action taken pursuant to a State statute which requires that aid be denied to a respect to such a child. child because of conditions in the home where he resides, would not be a basis for withholding Federal payments to the State. G. Community work and training Under interpretation of existing law, there is no Fed-Federal matching would be authorized as to payments programs. eral matching for aid to dependent children pavfor work performed by a relative (18 years of age or ments which are made as remuneration for work older) with whom the child is living. Federal parperformed under such programs. ticipation in these payments could be made only under limited conditions designed to assure protection of the health and welfare of the children and their relatives: (1) The work must be performed for the State public assistance agency or another public agency under a program (which need not be in effect throughout the State) administered by or under the supervision of the State public assistance agency. (2) There must be State financial participation in these expenditures. (3) The State plan must include provisions which give reasonable assurance that-(a) appropriate health, safety, and other conditions of work will be maintained: (b) the rates of pay will be not less than the applicable minimum rate under State law for the same type of work, if there is any such rate, and not less than the prevailing wage rates on similar work in the community: (c) the work projects will serve a useful public purpose: will not displace regular workers or be a substitute for work that would otherwise be performed by employees of public or private agencies, institutions, or organisations; and (except in the case of emergency or nonrecurring projects) will be of a type not normally undertaken by the State or community in the past;

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PUBLIC ASSISTANCE—Continued

(d) the additional expenses of the work will be considered in determining the worker's needs;

(e) the worker will have reasonable opportunities to seek regular employment and secure appropriate training or retraining and will be provided with protection under the State workmen's compensation law or similar protection; and

(f) aid will not be denied because of a relative's refusal with good cause to perform work under the program.

(4) The State plan would also have to include provision for---

(a) cooperative arrangements with the public employment offices and with the State vocational education and adult education agency or agencies looking toward employment and occupational training of the relatives and maximum use of public vocational or adult education services and facilities in their training;

(b) assuring appropriate arrangements for the care and protection of the child during the relative's absence from the home in order to perform the work under the program;

(c) such other provisions as the Secretary finds necessary to assure that the operation of the program will not interfere with the objectives of the Aid to Dependent Children program.

(5) A State participating in such a program would also have to provide (in its State plan) that there will be no adjustment or recovery by the State or any locality on account of any payments which are correctly made for the work.

- The cost of administration of a State plan for which Federal funds are paid could not include the cost of making or acquiring materials or equipment in connection with work under a community work and training program or the cost of supervision of that work, and could only include those other costs attributable to the programs which are permitted by the Secretary.
- These new provisions would be applicable only for purposes of spenditures under approved State plans during the period Oct. 1, 1962 to June 30, 1967. The Secretary would be required to submit a report to the President, for transmission to the Congress prior to Jan. 1, 1967, on the administration of the provisions and the experience of the States with community work and training programs, together with the Secretary's recommendations for continuation of and modifications in these provisions.

Item	Existing law	H.R. 10606 as passed by the House
 II. Changes in the aid to dependent children (ADC) program—Continued H. Payments to relatives when child is receiving vendor payments. I. Change of program's name 	Payment is made to a specified relative with whom the child is living only if the aid received by the child is in the form of money payments. Title IV provides grants to the States for aid to de- pendent children.	Permits the relative to receive money payments or medical care whether the child is receiving aid in the form of money payments or in the form of vendor payments for medical care. Effective July 1, 1962. Changes name to "Aid and Services to Needy Families With Children."
J. Child welfare services under aid to dependent children pro- gram. III. Other changes in public assistance	No specific provision	Requires that the State plan for aid to dependent children must provide for the development and appli- cation of a program for such welfare and related services for each child who receives ADC as may be necessary in the light of the particular home condi- tions and other needs of the child; and must provide for the coordination of this program with the child welfare services plan developed in the State, with a view toward providing welfare and related services which will best promote the child's and his family's welfare. Effective July 1, 1963.
A. Consideration of expenses in	To determining used in the old and blind dependent	No shares
determination of need.	In determining need in the old-age, blind, dependent children, and disabled program the State agency must take into consideration any other income and resources of the individual claiming assistance (ex- cept that as to the aid to the blind program the State agency may, until June 30, 1962, either dis- regard the first \$50 of earned income or the first \$85 per month of earned income plus half of monthly earnings over that amount. After June 30, 1962, the States must disregard the first \$85 per month of earned income plus half of monthly earnings over that amount).	No change.
B. Training of public assistance	Under current administrative policy, the States are encouraged but not required to take into account expenses incurred in earning income.	Requires that a State agency, in determining need, must take into account any expenses that may be reasonably attributable to the earning of income. Effective July 1, 1963.
personnel: 1. Purpose of authorization	Federal grants to States (without a matching require- ment) to assist in the administration of public assist- ance programs by increasing the number of trained public welfare personnel. Funds may be used for (1) grants to public or other nonprofit institutions of higher learning for training personnel employed or preparing for employment in public assistance pro- grams, (2) special courses of study or seminars of short duration conducted for such personnel, and (3) establishing and maintaining, directly or through grants to such institutions, fellowships, or trainee- ships for such personnel. Allotments to States are based on population, need for personnel, and financial need.	1. No change.

PUBLIC ASSISTANCE—Continued

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2. Duration of authorization	Authorizes the appropriation of whatever sum Congress determines through fiscal 1963.	2.	Authorizes appropriation of \$3,500,000 for fiscal year 1963 and \$5,000,000 for each fiscal year thereafter.	
C. Repatriated American citisens: 1. General purpose	Authorizes until June 30, 1962, a Federal program of "temporary assistance" to certain U.S. citizens who have returned from foreign countries and are without available resources.	1.	Extends program 2 years until June 30, 1964.	
2. Eligibility	U.S. citizens and their dependents would be eligible if— (1) Such individuals are identified by the Depart- ment of State as having returned, or been brought, from a foreign country to the United States. (2) The caute of such return is any of the follow- ing— (a) The destitution of the U.S. citizen,	2.	No change.	
	 (b) The illness of the U.S. citizen, (c) The illness of any of his dependents, or (d) War, threat of war, invasion, or similar crisis; and (3) Such individuals are without available resources. 		N	
3. Scope of assistance	"Temporary assistance" includes the following: (1) Money payments; (2) Medical care; (3) Temporary billeting; (4) Transportation; and (5) Other goods and services necessary for the health or welfare of individuals (including guidance, counseling, and other welfare services).	3.	No change.	
	All assistance must be rendered within the United States, and must be furnished to individuals after their return from foreign countries. The Secretary of Health, Education, and Welfare is authorized to provide such assistance either directly, or through public or private agencies according to agreements entered into by the Secretary and the agencies. Provision must be made for the reimbursement of the United States by recipients of assistance. However,			15
4. Plans and arrangements	the Secretary is authorized to exempt certain classes of individuals from this requirement. The Secretary of Health, Education, and Welfare is authorized to make plans for the carrying out of the program, but he is required to make such plans after consultation with the Secretaries of State and	4.	No change.	
D. Demonstration projects	Defense, and the Attorney General. Federal participation under public assistance titles is dependent upon a State complying with State plan requirements such as statewide applicability of the program and consideration of all income and re- sources. Sec. 1110 authorizes appropriation of such funds as Congress may determine each year for coopera- tive research and demonstration projects relating to public assistance matters.		uthorizes the Secretary to waive any of the State plan requirements under the public assistance titles, when he determines it to be necessary to carry out an ex- perimental, pilot, or demonstration project. Federal matching in the cost of such projects, in which the Federal Government would not otherwise participate, would be authorized, to the extent and for the period prescribed by the Secretary, as expenditures for payments or for cost of administration of State plans. The State share of the cost of projects not covered by payments under public assistance titles or sec. 1110, could, until July 1, 1967, be made from appro- priations for payment to States under such title, up to \$2,000,000 a year.	

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Item	Existing law	H.R. 10606 as passed by the House
III. Other changes in public assistance programs—Continued E. Income and resources require- ments for the blind (Missouri and Pennsylvanis).	Sec. 344 of the Social Security Act Amendments of 1950 (temporary provision due to expire June 30, 1964) authorises Federal financial participation in aid to the blind programs of certain States (Missouri and Pennsylvania) on Jan. 1, 1949, even though they included recipients who did not meet the Federal requirements as to taking into consideration all of an individual's other income and resources in deter- mining his need for aid to the blind. However, as to recipients under the State plan who do not meet the income and resources test, there is no Federal	Makes provision permanent as part of the Social Security Act.
F. Optional combined State plan for aged, blind, and disabled.	participation. Aged, blind, and disabled programs are established under separate titles of the Social Security Act (titles I, X, and XIV). There is a separate matching maxi- mum for the recipients in each categorical program. Additional matching is available for medical care vendor payments under old age assistance only.	Provides a new title to be added to the Social Security Act—title XVI—permitting States, if they choose to file a combined plan for old-age assistance, aid to the blind, aid to the permanently and totally disabled and medical assistance for the aged. If a State doe not administer one or more of these programs, such program does not have to be established in order to have a combined plan. With but a few exceptions noted below, present provisions of existing law as to the separate program would be carried into the new combined title. States which elect the new combined title would receive the additional Federal matching for medica vendor payments as to their blind and disabler recipients, which is now available only as to old-age assistance recipients. (See p. 5.) The provision allowing matching as to old-age-assistance recipient for the first 42 days of a stay in a medical institution under diagnosis of tuberculosis or teychosis, would apply as to blind and disabled recipients. States could average their assistance payments for the aged, blind, and disabled. If the State's average payment for old-age assistance, for example, exceeded the Federal matching maximum, the State receiven no Federal funds with respect to expenditures abov the maximum, even though in another assistance program, the average State expenditures may be be low the specified matching maximum. States which choose to combine their programs, under the terms of the new title XVI, could average the expenditure as among the categories.

PUBLIC ASSISTANCE—Continued

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	If a title XVI plan is submitted by a State it cannot also have a plan under titles I, X, or XIV, either con- currently or subsequently. Those States with separate agencies administering programs for the blind can submit a separate blind program under this title and still derive the medical care advantage. The substantive provisions of the medical assistance for the aged program, while incorporated in this title, are in no way changed. Effective as to quarters commencing Oct. 1, 1962, and thereafter.
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I. Authorization of annual appropriation.	Authorizes \$25,000,000 per year	Authorizes: \$30,000,000, fiscal 1963; \$35,000,000, fiscal 1964; \$40,000,000, fiscal 1965; \$40,000,000, fiscal 1966; \$45,000,000, fiscal 1967; \$45,000,000, fiscal 1968;
II. Allotment and reallotment to States	Out of the sum appropriated allots to each State such portion of \$70,000 as the amount appropriated bears to the amount authorized to be appropriated. But this lump sum allotnent must be at least \$50,000 per State. The remainder of sums appropriated shall be allotted so that each State shall have an amount which bears the same ratio to the total remainder as the product of (1) the population of each State under the age of 21 and (2) the allot- ment percentage (based on relative per capita in- come) bears to the sum of the corresponding products of all the States.	\$50,000,000, fiscal 1969 and succeeding years. A portion of the appropriation is earmarked for support of day care activities in the States (described below). This portion is equal to the amount by which the appropriated amount exceeds \$25,000,000, but cannot exceed \$10,000,000. The remainder of the appropri- ated sum (after earmarking of sums for day care) is allotted as follows: If the appropriation is \$25,000,000 or over, each State would receive an initial allotment of \$70,000. If the appropriation is less than \$25,000,000, the initial allotments are proportionately less than \$70,000, but in no case less than \$50,000 per State. The remainder of sums appropriated are allotted as
III. State matching requirement	The amount of any allotment to a State which the State certifies to the Secretary will not be required for carrying out the State plan, is available for reallot- ment to other States which the Secretary determines to have a need for additional sums for carrying out their State plans. In making reallotments the Secre- tary must take into consideration the relative popula- tion and per capita income of the States. Provides for matching percentages which vary with the per capita incomes of the States. [The Federal share for any State is 100 percent less that percentage which bears the same ratio to 50 percent as the per capita income the State bears to the per capita income of the United States.] In no case can the Federal share be less than 33½ percent nor more than 66½ percent.	under existing law. No change. No change.

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CHILD WELFARE SERVICES

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CHILD WELFARE SERVICES-Continued

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Item	Existing law	H.R. 10606 as passed by the House
IV. Definition of child welfare services	Defines "child welfare services" as public welfare services for the protection and care of homeless, dependent, and neglected children and children in danger of becoming delinquent.	Defines "child welfare services" as public social services which supplement, or substitute for, parental care and supervision for the purpose of— (1) preventing or remedying, or assisting in the solution of problems which may result in the neglect, abuse, exploitation, or delinquency of children; (2) protecting and caring for homeless, dependent, or neglected children; (3) protecting and promoting the welfare of children of working mothers; and (4) otherwise protecting and promoting the welfare of children, including the strengthening of their own homes where possible or where needed, the provision of adequate care of children away from their homes in foster family homes or day care or other child care facilities. Effective July 1, 1962.
	Provides matching as to sums expended in meeting the costs of district, county, or other local child welfare services.	Extends matching to child welfare services provided by the State. Effective July 1, 1962.
V. State plan requirements	Requires State to have a plan for child welfare serv- ices. Requires that plan be developed jointly by the State agency and the Secretary of Health, Education, and Welfare.	 Same, plus new requirements? (1) Plan must provide for coordination between services provided under it and services provided under the State's plan for aid to dependent children with a view to provision of welfare and related services which will best promote the welfare of such children and their families; and (2) State must make satisfactory showing that it is extending the provision of child welfare services in the State, giving priorities to communities with the greatest need for such services after considering their relative financial need, and with a view to making available, before July 1975, in all of the State spolid-cal subdivisions, child welfare services provided by public State or local agency staff people (who to the extent feasible would be trained child welfare personnel). Effective July 1, 1963.
VI. Day care	No specific provision	Earmarking: From annual appropriation for child welfare services, the excess over \$25,000,000 would be earmarked for support of day care activities in the States, but earmarked amount could not exceed \$10,000,000. Fiscal years 1963 and thereafter. Alloiments: The earmarked amount would be allotted so that each State shall have an amount which bears the same ratio to the total amount earmarked as the product of (1) the population of each State under the age of 21 and (2) the allotment percentage (based on relative per capita income) bears to the sum of the corresponding products of all the States. But any State allotments under \$10,000 shall be increased to that amount by proportionately reducing allotments to each of the remaining States.

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	The amount of any allotment to a State which the State certifies is not required for day care would be available for reallotment to States which need addi- tional fund. for day care. Such reallotment shall be made on the basis of the need for additional funds in carrying out such purposes, after taking into consid- eration the relative population (under 21) and per capits income of the States. State matching requirement: Same as for other child welfare services. State plan requirements: Provides the following require- ments: (1) Plan must be developed jointly by the State agency and the Secretary of Health, Education, and Welfare.
	 (2) Plan must provide, with respect to day care— (a) for arrangements with State health and public school authorities to assure maximum utilization of such agencies in the provision of health care and education to day care children; (b) for an advisory committee to advise the State agency on general policy relating to the provision of day care, representing public and private groups interested in day care; (c) for safeguards assuring that day care is provided only in cases where it is in the interest of mother and child, and where a need for it exists; and (d) for giving priority in determining the need for day care, to low income groups, other groups, and geographical areas with the greatest relative needs for such care. Effective July 1, 1963. Eligible facilities: Day care which is supported under this program must be provided in facilities (including private homes) which are licensing requirements) by the State agency which is responsible for licensing this type of facility.

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Item	Existing law	H.R. 10606 as passed by the House		
Advisory Council on Public Welfare	No provision	Provides for establishment from time to time of an Advisory Council on Public Welfare. The first Council would be appointed in 1964 and would report to the Secretary by July 1, 1966. The 12-member Council, representing public and nonprofit private welfare programs and the general public would review and make recommendations with respect to the public assistance and child welfare programs and the rela- tionship between the public assistance programs and the OASDI programs. The Secretary could also appoint any advisory committees to advise and consult with him in carrying out his functions under the act. Compensation at rates of up to \$75 per day, plus travel expenses and per diem in lieu of subsistence, would be authorized for members of the Council on any advisory committee. Such members would also be exempted from the application of certain conflict- of-interest laws; but this exemption would not extend to salary payments from anyone other than the appointee's employer at the time of his appointment or to the prosecution of any claim against the Govern- ment, during his appointment, on any matter with which he was concerned during his appointment.		

ADVISORY COUNCIL ON PUBLIC WELFARE

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APPENDIX

TABLE 1.—Public assistance and child welfare: Increase	in Pederal funde for 1968 as a sould of provisions of H.R. 19608,
	y program

(In millions)

	Grants to States for							
Proposed	Total child		Public assistance programs 1 of					
	weithre and public assist- ance		Total	Old-age assistance	Aid to the blud	Aid to the permanently and totally disabled	Aid to dependent children	Combined program
Total including extended leg- islation	\$325. 8	\$5	\$320. 8	\$143. 2	\$6. 8	\$28.0	\$135. 4	\$7. 4
75 percent Federal share for mini- mum of services for self-support, self-care, and other nonadminis- trative services; training; purchase of services from other State agen-								
cies; preventive services Changes in formula	40.8 161.1		40.8 161.1	9.9 133.3	1.5	5.5 22.5	23.9	
Inclusion of 2d parent in aid to de- pendent children cases	*34.0		34.0				34.0	
Unemployment extension Foster care extension	73.4 4.1	• • • • • • • • • •	73.4 4.1				78.4	
Child welfare Adult categories: Single program	5.0 7.4	5	7.4			• • • • • • • • • •		7. 4

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 $^{-1}$ No change in cost of medical assistance for the aged program is made by H.R. 10608.

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¹ \$12 million of this cost is attributable to cases where the family has an unsemployed parent, while \$22 million is attributable to cases where the parent is disabled.

Source: Department of Health, Education, and Welfare.

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TABLE 2.—Public assistance: Betimated annual increase in Pederal funds as a result of change to % of the first \$35 per recipient and \$70 maximum average payment per recipient in old-age assistance, aid to the blind, and aid to the permenently and tetally disabled !

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1.00		•	

·· • •••••	Total	Old-age amintance	Aid to the blind	Aid to the perma- nearly and totally claabled
United States	140, 688	116, 478	4, 622	19, 58
labama.	8 , 290	5, 498	88	67
Visco.	75 799	70 754	5 45	•••••
rtenne.	3, 583	3.062	108	41
alfornia.	14, 253	12, 778	658	81
Colorado	2, 668 836	2, 368 703	13	28
blaware.	98	/03 61	14	
Vistriet of Columbia.	299	154	iõ	13
Jorida	4, 558	3, 787	134	63
leorgia	6, 650	5, 151	198	1, 30
lawaii	117	66	4	4
daho	439	333	1	9
Minois	4,708	3, 452	146	1, 11
owa	1, 383 1, 754	1, 288 1, 645	95 69	4
	1, 591	1, 352	29	21
lastucky	3, 672	3, 076	133	46
ouisiana	7, 472 747	6, 394	141	93
Caryland.	860	614 504	21 22	11
fassachusetts.	3, 755	3, 129	112	51
lichigan	3, 136	2, 761	86	28
(inneeota	2, 460	2, 260	53	14
Cimientopi	5, 324 6, 962	4, 388 5, 9 28	227	70
(ontens.	422	341	16	6
ebraska.	894	748	37	10
levada	136	127	. 9	
lew Hampshire	275 1, 359	239 941	12 47	2 37
iew Mexico	708	550	18	14
lew York	4, 937	2, 992	170	1, 77
orth Carolina	3, 969	2, 562	275	1, 13
lorth Dakota	388 5. 616	323 4, 705	5 174	6 73
klaboms	5, 010	4, 387	90	53
regon	1, 073	814	13	24
ennsylvania	3, 721	2, 481	303	93
uerto Rico	473	323	6	14
outh Carolina	2, 165	1, 633	93	43
outh Dakota	533	463	9	6
ennessee	3, 624	2, 877	140	60
eras	12, 610 500	11, 865 331	334 9	41
emont	356	303	6	16
Irgin Islands.				
irginia	1, 219	788	66	36
Vashington	2, 691	2, 303	35	35
Vest Virginia	1, 444 1, 922	996 1, 658	53 46	39 21
Vyoming.	184	152		21

¹ Assumes that States will continue to spend the same amount per recipient from State and local funds as they did in December 1961, and that the inercease in Federal funds will be used to relie money payments to recipients. Increase is over and above temporary increase due to expire June 30, 1982.

Source: Department of Health, Education, and Wellers.

8iate	Tentative appor- tionment 1995	Tentative apportio proposed in	Federal share, firmi		
	estimate	2965	2964	74815 1982 and 1988	
United States	\$25, 000, 000	\$5, 000, 000	\$10, 000, 000		
Alsbams.	628, 014	130, 775	262, 690	6634	
Alaska	94, 110	10, 000	11, 350	6634 40.8	
Arisona	248, 736	41, 888	84, 142	54.4	
Arkansas.	369, 600	70, 213	141, 039	6636 39. 4	
California	1, 444, 005 284, 018	322, 008 50, 157	646, 826 100, 751	51.4	
Connecticut.	252, 884	42, 860	86, 094	33.6	
Delaware	102, 281	10,000	15, 197	3314	
District of Columbia	116, 889	10, 989	22, 078	33) 54	
Florida	654, 178	136, 907	275, 008	54.4	
Georgia	707, 667	149, 442	300, 188	64.7	
Guam	83, 684	10,000	10,000	663 51, 7	
Hawaii	154, 743 170, 076	19, 860 23, 453	39, 894 47, 111	59.0	
Illinois	927, 531	200, 969	403, 691	39.2	
Indiana	623, 977	129, 829	260, 790	51.0	
Iowa	412, 813	80, 341	161, 383	54.4	
Kansas	336, 066	62, 355	125, 253	53.9	
Kentucky	547, 578	111, 924	224, 824	65. 1	
Louisiana.	596, 962	123, 497	248, 072	63. 0	
Maine	202, 320	31, 010	62, 291	59.1	
Maryland	402, 496	77, 923	156, 525	46.0	
Massachusetts	548, 622 948, 727	112, 169 205, 936	225, 316 413, 669	43.7	
Michigan	510, 567	103, 250	207, 401	54.2	
Mississippi	476, 300	95, 220	191, 270	6634	
Missouri	551, 649	112, 878	226, 741	66 3 51.	
Montana	157, 279	20, 454	41, 087	53. (
Nebraska	240, 588	39, 978	80, 306	- 53.0	
Nevada	93, 876	10,000	11, 240	37. 7	
New Hampshire	143, 214	17, 158	34, 466	54.3	
New Jensey	568, 956	116, 9, 4	234, 888	39. 3	
New Mexico	221, 241 1, 340, 780	35, 444 297, 817	71, 198 598, 232	58.3	
North Carolina	835, 164	179, 322	360, 208	66.4	
North Dakota	170, 543	23, 563	47. 332	62 6	
Ohio.	1, 083, 334	237, 482	477.037	45.1	
Oklahoma	380, 508	72, 770	146, 175	59. 1	
Oregon	275, 134	48, 075	96, 569	51. 2	
Pennsylvania	1, 238, 221	273, 781	549, 951	48.1	
Puerto Rico	589, 184	121, 675	244, 411	663	
Rhode Island	163, 088	21, 816	43, 822	50.	
South Carolina	519, 305 174, 334	105, 298	211, 515	663 62	
South Dakota Tennessee	624, 271	24, 451 129, 898	49, 116 260, 928	65.3	
Texas	1. 368, 684	304.356	611, 368	55.7	
Utah	209, 850	32, 775	65, 836	57. 4	
Vermont	124, 504	12, 773	25, 658	59.4	
Virgin Islands	76, 532	10,000	10, 000	663 58.	
Virginia	623, 676	129, 758	260, 648	58.	
Washington	380, 988	72, 882	146, 401	47. (
West Virginia	345, 156	64, 485	129, 532	61. 6	
Wisconsin	544, 497	111, 202	223, 374	51. 0 50. 4	
Wyoming	110,000	10, 000	19, 113	00.1	

TABLE 8.—Child welfare services: Tentative apportionment of 1965 requested appropriation and tentative apportionments of additional appropriation proposed for day care under H.R. 10606 in field years 1968 and 1964

Source: Department of Health, Education, and Welfare.

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