103D CONGRESS 1ST SESSION

## H. R. 2646

To direct that certain Federal financial benefits be provided only to citizens and nationals of the United States.

## IN THE HOUSE OF REPRESENTATIVES

JULY 15, 1993

Mr. Hunter (for himself and Mr. Cunningham) introduced the following bill; which was referred jointly to the Committees on Ways and Means, Banking, Finance and Urban Affairs, and Agriculture

## A BILL

To direct that certain Federal financial benefits be provided only to citizens and nationals of the United States.

- 1 Be it enacted by the Senate and House of Representa-
- 2 tives of the United States of America in Congress assembled,
- 3 **SECTION 1. SHORT TITLE.**
- 4 This Act may be cited as the "Federal Benefit Integ-
- 5 rity Act".
- 6 SEC. 2. PROVISION OF AID TO FAMILIES WITH DEPENDENT
- 7 CHILDREN ONLY TO CITIZENS AND NATION-
- 8 ALS OF THE UNITED STATES.
- 9 (a) IN GENERAL.—Section 402(a) of the Social Secu-
- 10 rity Act (42 U.S.C. 602(a)) is amended—

1	(1) by striking "and" at the end of paragraph
2	(44);
3	(2) by striking the period at the end of para-
4	graph (45) and inserting "; and; and
5	(3) by inserting after paragraph (45) the fol-
6	lowing:
7	"(46) provide that—
8	"(A) aid under the State plan shall not be
9	payable to any family that applies therefor and
10	does not include a citizen or national of the
11	United States; and
12	"(B) the amount of aid payable under the
13	State plan to any family that is a recipient
14	thereof and does not include a citizen or na-
15	tional of the United States shall, notwithstand-
16	ing any other provision of this part, be reduced
17	each year (but not below zero) by a dollar
18	amount equal to $\frac{1}{3}$ of the amount of such aid
19	as of the later of the effective date of this para-
20	graph or the first day the family does not in-
21	clude such a citizen or national.".
22	(b) Effective Date.—The amendments made by
23	subsection (a) shall take effect at the end of the 1-year
24	period that begins with the date of the enactment of this
25	Act, and shall apply to payments under part A of title

- 1 IV of the Social Security Act for calendar quarters ending
- 2 after such 1-year period, without regard to whether regu-
- 3 lations to implement such amendments are promulgated
- 4 by the end of such 1-year period.
- 5 SEC. 3. PROVISION OF SUPPLEMENTAL SECURITY INCOME
- 6 BENEFITS ONLY TO CITIZENS AND NATION-
- 7 ALS OF THE UNITED STATES.
- 8 (a) IN GENERAL.—Section 1614(a)(1) of the Social
- 9 Security Act (42 U.S.C. 1382c(a)(1)) is amended by strik-
- 10 ing subparagraph (B) (i) and inserting the following:
- 11 "(B)(i) is a citizen or national of the United
- 12 States, or".
- 13 (b) Conforming Amendment.—Section 1621 of
- 14 such Act (42 U.S.C. 1382j) is hereby repealed.
- 15 (c) Phase-Out of Benefits Currently Paid to
- 16 Individuals who are not Citizens or Nationals.—
- 17 Notwithstanding any other provision of law, any individual
- 18 who, on the date of the enactment of this Act, is not a
- 19 citizen or national of the United States and is receiving
- 20 supplemental security income benefits under title XVI of
- 21 the Social Security Act shall, for purposes of such title,
- 22 be considered a citizen or national of the United States
- 23 during the 3-year period that begins with such date of en-
- 24 actment, except that the benefits to which the individual
- 25 shall be entitled under such title shall be reduced by 1/3

- 1 from the level of such benefits as of such date of enact-
- 2 ment, each year during such 3-year period.
- 3 SEC. 4. USE OF ASSISTED HOUSING BY ALIENS.
- 4 Section 214 of the Housing and Community Develop-
- 5 ment Act of 1980 (42 U.S.C. 1436a) is amended to read
- 6 as follows:
- 7 "SEC. 214. RESTRICTION ON USE OF ASSISTED HOUSING.
- 8 "(a) IN GENERAL.—Notwithstanding any other pro-
- 9 vision of law, the Secretary of Housing and Urban Devel-
- 10 opment may not make financial assistance available for
- 11 the benefit of any individual after the expiration of the
- 12 3-year period beginning on the date of the enactment of
- 13 the Federal Benefit Integrity Act unless the individual is
- 14 a citizen or national of the United States.
- 15 "(b) Prohibition of New Assistance.—Notwith-
- 16 standing any other provision of law, the Secretary of
- 17 Housing and Urban Development may not make financial
- 18 assistance available for the benefit of any individual who
- 19 is not a citizen or national of the United States after the
- 20 expiration of the 1-year period beginning on the date of
- 21 the enactment of the Federal Benefit Integrity Act unless
- 22 such individual is receiving financial assistance on such
- 23 date.
- "(c) Definition of Financial Assistance.—For
- 25 purposes of this section, the term 'financial assistance'

- 1 means financial assistance made available pursuant to the
- 2 United States Housing Act of 1937, section 235 or 236
- 3 of the National Housing Act, or section 101 of the Hous-
- 4 ing and Urban Development Act of 1965.
- 5 "(d) DISCRETIONARY CONTINUATION OF FINANCIAL
- 6 Assistance.—If, following completion of the applicable
- 7 hearing process, financial assistance for any individual re-
- 8 ceiving such assistance on the date referred to in sub-
- 9 section (a) is to be terminated, the public housing agency
- 10 or other local governmental entity involved (in the case
- 11 of public housing or assistance under section 8 of the
- 12 United States Housing Act of 1937) or the Secretary of
- 13 Housing and Urban Development (in the case of any other
- 14 financial assistance) may, in its discretion, take one of the
- 15 following actions:
- 16 "(1) CONTINUED PROVISION OF ASSISTANCE.—
- 17 Permit the continued provision of financial assist-
- ance, if necessary to avoid the division of a family
- in which the head of household or spouse is a citizen
- or national of the United States.
- 21 "(2) Deferred termination of assist-
- 22 ANCE.—Defer the termination of financial assist-
- ance, if necessary to permit the orderly transition of
- the individual and any family members involved to
- other affordable housing, except that—

"(A) any deferral under this paragraph shall be for a 6-month period and may be renewed by the public housing agency or other entity involved for an aggregate period of 3 years; and

"(B) at the beginning of each deferral period, the public housing agency or other entity involved shall inform the individual and family members of their ineligibility for financial assistance and offer them other assistance in finding other affordable housing.

- For purposes of this subsection, the term 'family' means a head of household, any spouse, any parents of the head of household, any parents of the spouse, and any children of the head of household or spouse.
- "(e) DECLARATION OF CITIZENSHIP.—Financial assistance may not be provided for the benefit of an individual unless the following requirements are met:
- "(1) STATEMENT.—There is a declaration in writing by the individual (or, in the case of an individual who is a child, by another on the individual's behalf), under penalty of perjury, stating that the individual is a citizen or national of the United States.

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1	"(2) Documentation.—There is presented
2	such documentation as the Secretary determines
3	constitutes reasonable evidence indicating that the
4	individual is a citizen or national of the United
5	States.".
6	SEC. 5. AMENDMENTS TO THE FOOD STAMP ACT OF 1977.
7	(a) AMENDMENTS.—The Food Stamp Act of 1977 (7
8	U.S.C. 2011–2032) is amended—
9	(1) in section 5 by striking subsection (i),
10	(2) in the first sentence of section 6(f) by strik-
11	ing "(2) either" and all that follows through "house-
12	hold.", and inserting "(2) a citizen or national of the
13	United States.", and
14	(3) in section 11(e)(2) by striking "either citi-
15	zens or are aliens" and inserting "citizens or nation-
16	als of the United States".
17	(b) Effective Date; Application of Amend-
18	MENTS.—
19	(1) Effective date.—This section shall take
20	effect 1 year after the date of the enactment of this
21	Act.
22	(2) Application of amendments.—The
23	amendments made by subsection (a) shall not apply
24	with respect to certification periods beginning before
25	the effective date of this section.

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