

104TH CONGRESS
1ST SESSION

H. R. 637

To limit eligibility of aliens for public welfare assistance to aliens permanently and lawfully in the United States.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 23, 1995

Mr. KIM introduced the following bill; which was referred to the Committee on Commerce, and, in addition, to the Committees on Economic and Educational Opportunities, Agriculture, Ways and Means, Banking and Financial Services, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To limit eligibility of aliens for public welfare assistance to aliens permanently and lawfully in 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. LIMITING ELIGIBILITY OF ALIENS FOR PUBLIC**
4 **WELFARE ASSISTANCE TO ALIENS PERMA-**
5 **NENTLY AND LAWFULLY IN THE UNITED**
6 **STATES.**

7 (a) IN GENERAL.—Notwithstanding any other provi-
8 sion of law and except as provided in subsection (b), any

1 alien shall be ineligible for any assistance under any public
2 welfare assistance program referred to in subsection (c)
3 unless the alien is an alien lawfully admitted to the United
4 States for permanent residence (as defined in section
5 101(a)(20) of the Immigration and Nationality Act). In
6 order to implement this section on a timely basis, the At-
7 torney General shall issue regulations that are effective
8 on an interim basis pending public notice and opportunity
9 for public comment and consultation with Federal agen-
10 cies.

11 (b) EXCEPTION FOR EMERGENCY MEDICAL ASSIST-
12 ANCE.—The limitation under subsection (a) shall not
13 apply to medical assistance with respect to emergency
14 services (as defined for purposes of section 1916(a)(2)(D)
15 of the Social Security Act).

16 (c) PUBLIC WELFARE ASSISTANCE PROGRAMS.—The
17 public welfare assistance programs referred to in this sub-
18 section are the following:

19 (1) The program of medical assistance under
20 title XIX of the Social Security Act, except emer-
21 gency services as provided in subsection (b).

22 (2) The Maternal and Child Health Services
23 Block Grant Program under title V of the Social Se-
24 curity Act.

1 (3) The program established in section 330 of
2 the Public Health Service Act (relating to commu-
3 nity health centers).

4 (4) The program established in section 1001 of
5 the Public Health Service Act (relating to family
6 planning methods and services).

7 (5) The program established in section 329 of
8 the Public Health Service Act (relating to migrant
9 health centers).

10 (6) The program of aid and services to needy
11 families with children under part A of title IV of the
12 Social Security Act.

13 (7) The child welfare services program under
14 part B of title IV of the Social Security Act.

15 (8) The supplemental security income program
16 under title XVI of the Social Security Act.

17 (9) The program of foster care and adoption
18 assistance under part E of title IV of the Social Se-
19 curity Act.

20 (10) The school lunch program carried out
21 under the National School Lunch Act (42 U.S.C.
22 1751 et seq.).

23 (11) The special supplemental food program for
24 women, infants, and children carried out under sec-

1 tion 17 of the Child Nutrition Act of 1966 (42
2 U.S.C. 1786).

3 (12) The nutrition programs carried out under
4 part C of title III of the Older Americans Act of
5 1965 (42 U.S.C. 3030e et seq.).

6 (13) The school breakfast program carried out
7 under section 4 of the Child Nutrition Act of 1966
8 (42 U.S.C. 1773).

9 (14) The child and adult care food program
10 carried out under section 17 of the National School
11 Lunch Act (42 U.S.C. 1766).

12 (15) The Emergency Food Assistance Act of
13 1983 (7 U.S.C. 612c note).

14 (16) The summer food service program for chil-
15 dren carried out under section 13 of the National
16 School Lunch Act (42 U.S.C. 1761).

17 (17) The commodity supplemental food pro-
18 gram authorized by section 4(a) of the Agriculture
19 and Consumer Protection Act of 1973 (7 U.S.C.
20 612c note).

21 (18) The special milk program carried out
22 under section 3 of the Child Nutrition Act of 1966
23 (42 U.S.C. 1772).

24 (19) The program of rental assistance on behalf
25 of low-income families provided under section 8 of

1 the United States Housing Act of 1937 (42 U.S.C.
2 1437f).

3 (20) The program of assistance to public hous-
4 ing under title I of the United States Housing Act
5 of 1937 (42 U.S.C. 1437 et seq.).

6 (21) The loan program under section 502 of the
7 Housing Act of 1949 (42 U.S.C. 1472).

8 (22) The program of interest reduction pay-
9 ments pursuant to contracts entered into by the Sec-
10 retary of Housing and Urban Development under
11 section 236 of the National Housing Act (12 U.S.C.
12 1715z-1).

13 (23) The program of loans for rental and coop-
14 erative housing under section 515 of the Housing
15 Act of 1949 (42 U.S.C. 1485).

16 (24) The program of rental assistance pay-
17 ments pursuant to contracts entered into under sec-
18 tion 521(a)(2)(A) of the Housing Act of 1949 (42
19 U.S.C. 1490a(a)(2)(A)).

20 (25) The program of assistance payments on
21 behalf of homeowners under section 235 of the Na-
22 tional Housing Act (12 U.S.C. 1715z).

23 (26) The program of rent supplement payments
24 on behalf of qualified tenants pursuant to contracts

1 entered into under section 101 of the Housing and
2 Urban Development Act of 1965 (12 U.S.C. 1701s).

3 (27) The loan and grant programs under sec-
4 tion 504 of the Housing Act of 1949 (42 U.S.C.
5 1474) for repairs and improvements to rural dwell-
6 ings.

7 (28) The loan and assistance programs under
8 sections 514 and 516 of the Housing Act of 1949
9 (42 U.S.C. 1484, 1486) for housing for farm labor.

10 (29) The program of grants for preservation
11 and rehabilitation of housing under section 533 of
12 the Housing Act of 1949 (42 U.S.C. 1490m).

13 (30) The program of grants and loans for mu-
14 tual and self-help housing and technical assistance
15 under section 523 of the Housing Act of 1949 (42
16 U.S.C. 1490c).

17 (31) The program of site loans under section
18 524 of the Housing Act of 1949 (42 U.S.C. 1490d).

19 (32) The program under part B of title IV of
20 the Higher Education Act of 1965.

21 (33) The program under subpart 1 of part A of
22 title IV of the Higher Education Act of 1965.

23 (34) The program under part C of title IV of
24 the Higher Education Act of 1965.

1 (35) The program under subpart 3 of part A of
2 title IV of the Higher Education Act of 1965.

3 (36) The program under part E of title IV of
4 the Higher Education Act of 1965.

5 (37) The program under subpart 4 of part A of
6 title IV of the Higher Education Act of 1965.

7 (38) The program under title IX of the Higher
8 Education Act of 1965.

9 (39) The program under subpart 5 of part A of
10 title IV of the Higher Education Act of 1965.

11 (40) The programs established in sections 338A
12 and 338B of the Public Health Service Act and the
13 programs established in part A of title VII of such
14 Act (relating to loans and scholarships for education
15 in the health professions).

16 (41) The program established in section
17 317(j)(1) of the Public Health Service Act (relating
18 to grants for immunizations against vaccine-prevent-
19 able diseases).

20 (42) The program established in section 317A
21 of the Public Health Service Act (relating to grants
22 for screening, referrals, and education regarding
23 lead poisoning in infants and children).

24 (43) The program established in part A of title
25 XIX of the Public Health Service Act (relating to

1 block grants for preventive health and health serv-
2 ices).

3 (44) The programs established in subparts I
4 and II of part B of title XIX of the Public Health
5 Service Act.

6 (45)(A) The program of training for disadvan-
7 taged adults and youth under part A of title II of
8 the Job Training Partnership Act (29 U.S.C. 1601
9 et seq.), as in effect before July 1, 1993.

10 (B)(i) The program of training for disadvan-
11 taged adults under part A of title II of the Job
12 Training Partnership Act (29 U.S.C. 1601 et seq.),
13 as in effect on and after July 1, 1993.

14 (ii) The program of training for disadvantaged
15 youth under part C of title II of the Job Training
16 Partnership Act (29 U.S.C. 1641 et seq.), as in ef-
17 fect on and after July 1, 1993.

18 (46) The Job Corps program under part B of
19 title IV of the Job Training Partnership Act (29
20 U.S.C. 1692 et seq.).

21 (47) The summer youth employment and train-
22 ing programs under part B of title II of the Job
23 Training Partnership Act (29 U.S.C. 1630 et seq.).

1 (48) The programs carried out under the Older
2 American Community Service Employment Act (42
3 U.S.C. 3001 et seq.).

4 (49) The programs under title III of the Older
5 Americans Act of 1965.

6 (50) The programs carried out under part B of
7 title II of the Domestic Volunteer Service Act of
8 1973 (42 U.S.C. 5011–5012).

9 (51) The programs carried out under part C of
10 title II of the Domestic Volunteer Service Act of
11 1973 (42 U.S.C. 5013).

12 (52) The program under the Low-Income En-
13 ergy Assistance Act of 1981 (42 U.S.C. 8621 et
14 seq.).

15 (53) The weatherization assistance program
16 under title IV of the Energy Conservation and Pro-
17 duction Act (42 U.S.C. 6851).

18 (54) The program of block grants to States for
19 social services under title XX of the Social Security
20 Act.

21 (55) The programs carried out under the Com-
22 munity Services Block Grant Act (42 U.S.C. 9901
23 et seq.).

1 (56) The program of legal assistance to eligible
2 clients and other programs under the Legal Services
3 Corporation Act (42 U.S.C. 2996 et seq.).

4 (57) The program for emergency food and shel-
5 ter grants under title III of the Stewart B. McKin-
6 ney Homeless Assistance Act (42 U.S.C. 11331 et
7 seq.).

8 (58) The programs carried out under the Child
9 Care and Development Block Grant Act of 1990 (42
10 U.S.C. 9858 et seq.).

11 (59) A State program for providing child care
12 under section 402(i) of the Social Security Act.

13 (60) The program of State legalization impact-
14 assistance grants (SLIAG) under section 204 of the
15 Immigration Reform and Control Act of 1986.

16 (d) NOTIFICATION OF PROGRAM BENEFICIARIES.—
17 Any Federal agency that administers a public welfare as-
18 sistance program referred to in subsection (c) shall, di-
19 rectly or through the States, notify each recipient of bene-
20 fits of the changes in eligibility under this Act.

○