

2011 SENATE HUMAN SERVICES

SB 2095

# 2011 SENATE STANDING COMMITTEE MINUTES

Senate Human Services Committee  
Red River Room, State Capitol

SB 2095  
1-12-2011  
Job Number 12818

Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

Relating to payment of transition assistance for child care directly to a child care provider.

## Minutes:

Attached testimony.

**Senator Judy Lee**, Chairman, opened the hearing on SB 2095.

**Carol Cartledge**, Director of Public Assistance Division of the Dept. of Human Services, provided information and support for SB 2095. Attachment #1

**Senator Dick Dever** asked if the payment while on TANF for child care assistance gets paid to the recipient or the provider.

**Ms. Cartledge** replied that while on regular TANF the child care is paid through the child care assistance program block grant directly to the provider. Transition assistance payments, when put into law, would go to the family instead of the provider. This makes it consistent. It would always go to the provider unless the provider and family choose for it to go to the family.

A short discussion followed about the issue that in some cases families are retaining the money instead of paying the providers.

**JoAnn Brager**, Vice President of Public Policy for the ND Association for the Education of Young Children, provided testimony in support of SB 2095. Attachment #2

There was no opposing or neutral testimony.

**Ms. Cartledge**, responded to a request by Senator Judy Lee, and explained the transition program from TANF to independency.

The lifetime limit of being on TANF is 60 months according to federal law. Exceptions would be in Indian Country and inner city areas where there are high unemployment rates over 50%.

**Senator Dick Dever** asked for a review of the work requirements.

**Ms. Cartledge** explained the requirements. If they have a child under the age of six, they have to meet 20 hours a week. If they have a child over the age of six there has to be a minimum of 30 hours a week to meet federal work requirements. There has to be 50% of the individuals in a work activity in order to not experience a penalty.

The hearing on SB 2095 was closed.

Committee members discussed the TANF program requirements. They talked about the work requirement and how it is sometimes hard to meet.

**Senator Dick Dever** moved a Do Pass.

Seconded by **Senator Spencer Berry**.

Roll call vote 5-0-0. **Motion carried.**

Carrier is **Senator Spencer Berry**.

Date: 1-12-2011

Roll Call Vote # 1

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 2095

Senate HUMAN SERVICES Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment  
 Rerefer to Appropriations  Reconsider

Motion Made By Sen. Dever Seconded By Sen. Berry

Senators	Yes	No	Senators	Yes	No
Sen. Judy Lee, Chairman	✓		Sen. Tim Mather	✓	
Sen. Gerald Uglem, V. Chair	✓				
Sen. Dick Dever	✓				
Sen. Spencer Berry	✓				

Total (Yes) 5 No 0

Absent 0

Floor Assignment Sen. Berry

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**SB 2095: Human Services Committee (Sen. J. Lee, Chairman) recommends DO PASS**  
(5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2095 was placed on the  
Eleventh order on the calendar.

2011 HOUSE HUMAN SERVICES

SB 2095

# 2011 HOUSE STANDING COMMITTEE MINUTES

House Human Services Committee  
Fort Union Room, State Capitol

SB 2095  
March 2, 2011  
Job #14806

Conference Committee

Committee Clerk Signature *Vicky Crabtree*

## Explanation or reason for introduction of bill/resolution:

Payment of transition assistance for child care to go directly to child care provider.

## Minutes:

*See Testimonies #1 and 2*

**Chairman Weisz:** Opened the hearing on SB 2095.

**Carol Cartledge:** Director of Public Assistance Division testified in support of the bill. (See Testimony #1.)

**Rep. Devlin:** I don't have a problem with what you are doing. It seems like every program we have is suppose to teach self-reliance and responsibility. Here we are saying if somebody doesn't pay their bills and obviously child care people aren't being paid, so we have to start paying them direct. I don't know what kind of a lesson there is in there for them.

**Carol:** Transition assistance only was going to the families and under all other child care the providers receive the payment and not the families. We have run into situations where the family receives the payment and the provider does not get their payment. By the time the provider figures out they are not getting payment, they don't get anything for a couple of months and then they are out of payment; which then creates a problem of providers wanting to serve our families.

**JoAnn Brager:** Vice-President of Public Policy for ND Association for the Education of Young Children testified in support. (See Testimony #2.)

## NO OPPOSITION

**Chairman Weisz:** Closed the hearing on SB 2095. Let's take this bill up.

**Rep. Porter:** I move a Do Pass.

**Rep. Anderson:** Second.

**VOTE:** 10 y 0 n 3 absent – Rep. Paur, Hofstad, Louser

**Bill Carrier: Rep. Schmidt**



Date: 3-2-11  
Roll Call Vote # 1

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2095

House HUMAN SERVICES Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken:  Do Pass  Do Not Pass  Amended  Adopt Amendment

Rerefer to Appropriations  Reconsider

Motion Made By Rep. Porter Seconded By Rep. Anderson

Representatives	Yes	No	Representatives	Yes	No
CHAIRMAN WEISZ	✓		REP. CONKLIN	✓	
VICE-CHAIR PIETSCH	✓		REP. HOLMAN	✓	
REP. ANDERSON	✓		REP. KILICHOWSKI	✓	
REP. DAMSCHEN	✓				
REP. DEVLIN	✓				
REP. HOFSTAD	A				
REP. LOUSER	A				
REP. PAUR	A				
REP. PORTER	✓				
REP. SCHMIDT	✓				

Total (Yes) 10 No 0

Absent 3

Floor Assignment Rep. Schmitt

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**SB 2095: Human Services Committee (Rep. Weisz, Chairman) recommends DO PASS**  
(10 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2095 was placed on the  
Fourteenth order on the calendar.

2011 TESTIMONY

SB 2095

#1

**Testimony**  
**Senate Bill 2095 – Department of Human Services**  
**Senate Human Services Committee**  
**Senator Judy Lee, Chairman**  
**January 12, 2011**

Chairman Lee, members of the Senate Human Services Committee, I am Carol Cartledge, Director of Public Assistance Division of the Department of Human Services. I am here today to provide you with information and support for Senate Bill 2095.

The Department is requesting an amendment to Section 50-09-38, Transition Assistance for child care, of the North Dakota Century Code. Temporary Assistance for Needy Families (TANF) Transition assistance for child care occurs when a family has earned income that causes ineligibility for regular TANF. Transition assistance pays for child care expenses, up to the monthly maximums allowed, for up to six months.

Currently, the family is reimbursed for child care expenses. With this amendment, child care providers would receive the payment not the family. This aligns with Child Care Assistance program in which payments go to the provider and eliminates the possibility of providers not being paid.

This concludes my testimony. I would be happy to answer any questions.

# 2

Wednesday, January 12, 2011

SB 2095: relating to payment of transition assistance for child care directly to a child care provider

To: Senator J. Lee and members of the senate human services committee

My name is JoAnn Brager and I am the Vice President of Public Policy for the North Dakota Association for the Education of Young Children. NDAEYC represents approximately 400 members who work with or on behalf of children ages birth to eight years of age.

NDAEYC strongly supports the ability of the child care provider to collect directly from the state child care assistance program. This allows child care providers to spend less time on "payment collections" and more time caring for children.

Thank you for your time today and I am happy to answer any questions you may have.

#1

**Testimony**  
**Senate Bill 2095 – Department of Human Services**  
**House Human Services Committee**  
**Representative Weisz, Chairman**  
**March 2, 2011**

Chairman Weisz, members of the House Human Services Committee, I am Carol Cartledge, Director of Public Assistance Division of the Department of Human Services. I am here today to provide you with information and support for Senate Bill 2095.

The Department is requesting an amendment to Section 50-09-38, transition assistance for child care, of the North Dakota Century Code. Temporary Assistance for Needy Families (TANF) transition assistance for child care occurs when a family has earned income that causes ineligibility for regular TANF. Transition assistance pays for child care expenses, up to the monthly maximums allowed, for up to six months.

Currently, the family is reimbursed for child care expenses. With this amendment, child care providers would receive the payment not the family. This aligns with the Child Care Assistance program in which payments go to the provider and eliminates the possibility of providers not being paid.

This concludes my testimony. I would be happy to answer any questions.

#2

Wednesday, March 2, 2011

SB 2095: relating to payment of transition assistance for child care directly to a child care provider

To: Chairperson Weisz and members of the house human services committee

My name is JoAnn Brager and I am the Vice President of Public Policy for the North Dakota Association for the Education of Young Children. NDAEYC represents approximately 400 members who work with or on behalf of children ages birth to eight years of age.

NDAEYC strongly supports the ability of the child care provider to collect directly from the state child care assistance program. This allows child care providers to spend less time on "payment collections" and more time caring for children.

Thank you for your time today and I am happy to answer any questions you may have.

#2

Wednesday, March 2, 2011

SB 2095: relating to payment of transition assistance for child care directly to a child care provider

To: Chairperson Weisz and members of the house human services committee

My name is JoAnn Brager and I am the Vice President of Public Policy for the North Dakota Association for the Education of Young Children. NDAEYC represents approximately 400 members who work with or on behalf of children ages birth to eight years of age.

NDAEYC strongly supports the ability of the child care provider to collect directly from the state child care assistance program. This allows child care providers to spend less time on "payment collections" and more time caring for children.

Thank you for your time today and I am happy to answer any questions you may have.