

WEST VIRGINIA LEGISLATURE

2021 REGULAR SESSION

Introduced

House Bill 2911

BY DELEGATES FOSTER, KIMBLE, WAMSLEY, HAYNES,

STORCH, D. KELLY, KIMES, AND SMITH

[Introduced March 04, 2021; Referred to the
Committee on Senior, Children, and Family Issues
then the Judiciary]

1 A BILL to amend and reenact §9-8-4 of the Code of West Virginia, 1931, as amended, relating to
2 eligibility verification for applicants for public assistance and authorizing rulemaking.

Be it enacted by the Legislature of West Virginia:

ARTICLE 8. ELIGIBILITY AND FRAUD REQUIREMENTS FOR PUBLIC ASSISTANCE

§9-8-4. Eligibility verification.

1 (a) All applications for benefits must be processed through a system as set forth in this
2 article. Complete applications, including the interview, shall be processed within 10 days of receipt
3 or the maximum period required by federal law. Prior to determining eligibility, the department
4 shall access information for every applicant from federal, state, and other sources: *Provided*, That
5 such access does not violate any federal law.

6 (b) The department shall require applicants to cooperate with child support enforcement
7 as a condition of eligibility, pursuant to 7 C.F.R. §273.11(o) and 7 C.F.R. §273.11(p), and shall
8 promulgate rules, consistent with this requirement, for legislative approval in accordance with
9 §29A-3-1 et seq. of this code.

NOTE: The purpose of this bill is to require cooperation with child support enforcement as a condition of eligibility for public assistance and authorize rulemaking.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.