

114TH CONGRESS
1ST SESSION

S. 1288

To require States to implement a cash withdrawal daily limit for recipients of cash assistance under the temporary assistance for needy families program.

IN THE SENATE OF THE UNITED STATES

MAY 12, 2015

Mr. VITTER introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To require States to implement a cash withdrawal daily limit for recipients of cash assistance under the temporary assistance for needy families program.

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 “Welfare Abuse Preven-
5 tion Act”.

6 **SEC. 2. CASH WITHDRAWAL DAILY LIMIT FOR ASSISTANCE**
7 **UNDER STATE TANF PROGRAMS.**

8 (a) STATE REQUIREMENT.—Section 408(a)(12) of
9 the Social Security Act (42 U.S.C. 608(a)(12)) is amend-
10 ed—

1 (1) by redesignating subparagraph (B) as sub-
2 paragraph (C); and

3 (2) by inserting after subparagraph (A) the fol-
4 lowing new subparagraph:

5 “(B) CASH WITHDRAWAL DAILY LIMIT.—A
6 State to which a grant is made under section
7 403 shall maintain policies and practices as
8 necessary to ensure that cash assistance dis-
9 bursed through an electronic benefit transfer
10 card or an electronic payment card shall not be
11 used to withdraw more than \$25 per day from
12 an automated teller machine or through a cash-
13 back procedure at a point-of-sale terminal that
14 is located in a place that is not prohibited from
15 being used under subparagraph (A).”.

16 (b) PENALTY.—Section 409(a)(16) of such Act (42
17 U.S.C. 609(a)(16)) is amended—

18 (1) in subparagraph (A)—

19 (A) by redesignating clauses (i) and (ii) as
20 subclauses (I) and (II), respectively, and re-
21 aligning the left margins accordingly;

22 (B) by striking “section 408(a)(12)” and
23 inserting “section 408(a)(12)(A)”;

24 (C) by striking “If, within” and inserting
25 the following:

1 “(i) PROHIBITED PLACES FOR SPEND-
2 ING OF BENEFITS.—If, within”;

3 (D) by adding at the end the following new
4 clause:

5 “(ii) CASH WITHDRAWAL DAILY
6 LIMIT.—If, within 2 years after the date of
7 the Welfare Abuse Prevention Act, any
8 State has not reported to the Secretary on
9 such State’s implementation of the policies
10 and practices required by section
11 408(a)(12)(B), or the Secretary deter-
12 mines, based on the information provided
13 in State reports, that any State has not
14 implemented and maintained such policies
15 and practices, the Secretary shall reduce to
16 \$0 the State family assistance grant pay-
17 able to the State under section 403(a)(1)
18 for—

19 “(I) the fiscal year immediately
20 succeeding the year in which such 2-
21 year period ends; and

22 “(II) each succeeding fiscal year
23 in which the State does not dem-
24 onstrate that such State has imple-

1 mented and maintained such policies
2 and practices.”;

3 (2) in subparagraph (B), by inserting “clause
4 (i) or (ii) of” before “subparagraph (A)”; and

5 (3) in subparagraph (C), by inserting “clause
6 (i) or (ii) of” before “subparagraph (A)”.

7 (c) **ADDITIONAL STATE PLAN REQUIREMENT.**—Sec-
8 tion 402(a)(1)(A) of such Act (42 U.S.C. 602(a)(1)(A))
9 is amended—

10 (1) in clause (vii), by striking “section
11 408(a)(12)” and inserting “section 408(a)(12)(A),
12 and to comply with the cash withdrawal daily limit
13 required under section 408(a)(12)(B)”; and

14 (2) in clause (viii), by inserting “the cash with-
15 drawal daily limit and” after “information on”.

○