

# SENATE BILL No. 287

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 12-7-2-178.9; IC 12-14-31.

**Synopsis:** Food stamp assistance after drug conviction. Allows certain individuals who were convicted of a drug offense but have not been convicted of another drug offense in the previous five years before applying for food stamps to receive food stamps. Permits individuals who have had a conviction in the last five years but who are receiving specified treatment and drug and alcohol testing to receive food stamps.

**Effective:** July 1, 2014.

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January 13, 2014, read first time and referred to Committee on Judiciary.

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Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## SENATE BILL No. 287

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A BILL FOR AN ACT to amend the Indiana Code concerning human services.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 12-7-2-178.9 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2014]: **Sec. 178.9. "SNAP", for purposes of**  
4 **IC 12-14-31, refers to the federal Supplemental Nutrition**  
5 **Assistance Program.**  
6 SECTION 2. IC 12-14-31 IS ADDED TO THE INDIANA CODE  
7 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
8 JULY 1, 2014]:  
9 **Chapter 31. SNAP Assistance for Individuals With Drug**  
10 **Convictions**  
11 **Sec. 1. In accordance with 21 U.S.C. 862a(d)(1), the state elects**  
12 **to opt out of the application of 21 U.S.C. 862a(a) for individuals**  
13 **who meet the requirements of this chapter.**  
14 **Sec. 2. An individual who:**  
15 **(1) was convicted of an offense under IC 35-48 (controlled**  
16 **substances), or an offense in another jurisdiction that is**



1 substantially similar, for conduct occurring after August 22,  
2 1996;  
3 (2) except for 21 U.S.C. 862a(a), meets federal and Indiana  
4 SNAP requirements; and  
5 (3) either:  
6 (A) has not been convicted of another offense under  
7 IC 35-48 (controlled substances), or an offense in another  
8 jurisdiction that is substantially similar, in the five (5)  
9 years preceding the individual's application for SNAP; or  
10 (B) has been convicted of another offense under IC 35-48  
11 (controlled substances), or an offense in another  
12 jurisdiction that is substantially similar, in the five (5)  
13 years preceding the individual's application for SNAP but  
14 who is:  
15 (i) living in a halfway house, a shelter, transitional  
16 housing, or other residential housing that is operated by  
17 a nonprofit organization; or  
18 (ii) enrolled in a substance abuse program certified by  
19 the division of mental health and addiction or a federal  
20 agency;  
21 and is tested for drug and alcohol usage at least once every  
22 two (2) months;  
23 is eligible to participate in SNAP.

