

SECOND REGULAR SESSION
[P E R F E C T E D]
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 680
97TH GENERAL ASSEMBLY

Reported from the Committee on Governmental Accountability and Fiscal Oversight, March 13, 2014, with recommendation that the Senate Committee Substitute do pass.

Senate Committee Substitute for Senate Bill No. 680, adopted April 1, 2014.

Taken up for Perfection April 1, 2014. Bill declared Perfected and Ordered Printed, as amended.

TERRY L. SPIELER, Secretary.

4890S.02P

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to eligibility for food stamps.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new
2 section, to be known as section 208.247, to read as follows:

**208.247. 1. Pursuant to the option granted the state by 21 U.S.C.
2 Section 862a(d), an individual who has pled guilty to or is found guilty
3 under federal or state law of a felony involving possession or use of a
4 controlled substance shall be exempt from the prohibition contained in
5 21 U.S.C. Section 862a(a) against eligibility for food stamp program
6 benefits for such convictions, if such person, as determined by the
7 department:**

8 **(1) Is currently successfully participating in a substance abuse
9 treatment program approved by the division of alcohol and drug abuse
10 within the department of mental health;**

11 **(2) Is currently accepted for treatment in and participating in a
12 substance abuse treatment program approved by the division of alcohol
13 and drug abuse, but is subject to a waiting list to receive available
14 treatment, and the individual remains enrolled in the treatment
15 program and enters the treatment program at the first available
16 opportunity;**

17 **(3) Has satisfactorily completed a substance abuse treatment
18 program approved by the division of alcohol and drug abuse;**

19 (4) Is determined by a division of alcohol and drug abuse
20 certified treatment provider not to need substance abuse treatment;

21 (5) Is successfully complying with, or has already complied with,
22 all obligations imposed by the court, the division of alcohol and drug
23 abuse and the division of probation and parole; and

24 (6) Does not have an additional controlled substance felony
25 offense one year after release from custody or, if not committed to
26 custody, such person does not have an additional controlled substance
27 felony offense one year after the date of conviction.

28 2. Eligibility based upon the factors in subsection 1 of this
29 section shall be based upon documentary or other evidence satisfactory
30 to the department of social services, and the applicant must meet all
31 other factors for program eligibility.

32 3. The department of social services, in consultation with the
33 division of alcohol and drug abuse, shall promulgate rules to carry out
34 the provisions of this section, including specifying criteria for
35 determining active participation in and completion of a substance
36 abuse treatment program.

37 4. The exemption under this section shall not apply to
38 individuals who have had three subsequent controlled substance felony
39 offenses after being released from custody or, if not committed to
40 custody, after the first felony controlled substance conviction.

✓
Copy