

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

259S0628

HOUSE HEALTH AND HUMAN SERVICES

ENGROSSED NO. **HB 1152** - 2/1/2011

Introduced by: Representatives Venner, Brunner, Elliott, Kirkeby, Kopp, Miller, Munsterman, Nelson (Stace), Olson (Betty), Tulson, and Verchio and Senators Maher and Rhoden

1 FOR AN ACT ENTITLED, An Act to provide for drug testing for certain TANF recipients.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. The Department of Social Services may develop and implement a random drug
4 screening program to test any adult recipient who is eligible for temporary assistance for needy
5 families cash benefits. Any recipient who is found to have tested positive for the use of a
6 controlled substance that was not prescribed for the recipient by a licensed health care provider
7 may become ineligible to receive benefits for a period of one year and the person shall be
8 referred for appropriate professional or agency assistance. However, any aggrieved recipient is
9 entitled to an administrative hearing to determine the validity of the test and to contest the
10 decision to suspend the benefits.

