

SENATE BILL No. 209

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-10-12-5; IC 12-14-30.

Synopsis: Access to supplemental nutrition assistance. Provides that an individual who has been convicted of a felony involving a controlled substance may receive assistance under the federal Supplemental Nutrition Assistance Program. Requires the department of correction to assist an offender with applying for assistance under the Supplemental Nutrition Assistance Program.

Effective: July 1, 2011.

Taylor

January 5, 2011, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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SENATE BILL No. 209



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 11-10-12-5, AS ADDED BY P.L.161-2007,
- 2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2011]: Sec. 5. (a) The department shall assist a committed
- 4 offender in applying for assistance under the federal Temporary
- 5 Assistance for Needy Families (TANF) program (45 CFR 260 et seq.)
- 6 **and the federal Supplemental Nutrition Assistance Program**
- 7 **(7 U.S.C. 2011 et seq.)** so that the committed offender might be
- 8 eligible for assistance when the offender is subsequently:
 - 9 (1) released on parole;
 - 10 (2) assigned to a community transition program; or
 - 11 (3) discharged from the department.
- 12 (b) The department shall provide the assistance described in
- 13 subsection (a) in sufficient time to ensure that the committed offender
- 14 will be able to receive assistance at the time the committed offender is:
 - 15 (1) released on parole;
 - 16 (2) assigned to a community transition program; or
 - 17 (3) discharged from the department.



1 SECTION 2. IC 12-14-30 IS ADDED TO THE INDIANA CODE
2 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]:

4 **Chapter 30. Supplemental Nutrition Assistance Program**
5 **Assistance for Certain Offenders**

6 **Sec. 1. An individual who:**

7 (1) except for 21 U.S.C. 862a(a), meets the federal and Indiana
8 Supplemental Nutrition Assistance Program requirements;
9 and

10 (2) has been convicted of an offense under federal or state law
11 that:

12 (A) is classified as a felony; and

13 (B) has as an element the possession or use of a controlled
14 substance (as defined in 21 U.S.C. 802(6));

15 is eligible to receive Supplemental Nutrition Assistance Program
16 assistance.

17 **Sec. 2. In accordance with 21 U.S.C. 862a(d)(1), the state elects**
18 **to opt out of the application of 21 U.S.C. 862a(a).**

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