

# HOUSE BILL No. 1348

---

## 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 and who has completed or is participating in certain substance abuse treatment programs may receive assistance under the federal Supplemental Nutrition Assistance Program. Requires the department of correction to assist an offender in applying for supplemental nutrition assistance.

**Effective:** July 1, 2012.

---

---

**Smith V**

---

---

January 11, 2012, read first time and referred to Committee on Courts and Criminal Code.

---

---

C  
o  
p  
y



Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

C  
o  
p  
y

# HOUSE BILL No. 1348



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, 2012]: 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 eligible  
8 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



1 (3) discharged from the department.  
2 SECTION 2. IC 12-14-30 IS ADDED TO THE INDIANA CODE  
3 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
4 JULY 1, 2012]:

5 **Chapter 30. Supplemental Nutrition Assistance for Certain**  
6 **Offenders**

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

8 (1) except for 21 U.S.C. 862a(a), meets the federal and Indiana  
9 Supplemental Nutrition Assistance Program requirements;  
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)); and
- 15 (3) either has completed or is participating in a substance  
16 abuse treatment program certified by the division of mental  
17 health and addiction;

18 is eligible to receive assistance under the Supplemental Nutrition  
19 Assistance Program.

20 **Sec. 2. In accordance with 21 U.S.C. 862a(d)(1), the state elects**  
21 **to opt out of the application of 21 U.S.C. 862a(a) to an individual**  
22 **who has completed or is participating in a substance abuse**  
23 **treatment program as described in section 1(3) of this chapter.**

C  
o  
p  
y

