

FIRST REGULAR SESSION

# HOUSE BILL NO. 509

## 96TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES CARTER (Sponsor), CURLS, WEBB,  
HUGHES AND WALTON GRAY (Co-sponsors).

0738L.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

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

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*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 section, to be  
2 known as section 208.247, to read as follows:

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

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

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

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

15       **(4) Is determined by a division of alcohol and drug abuse certified treatment  
16 provider not to need substance abuse treatment; or**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           **(5) Is successfully complying with, or has already complied with, all obligations**  
18 **imposed by the court, the division of alcohol and drug abuse and the division of probation**  
19 **and parole.**

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

23           **3. The department of social services, in consultation with the division of alcohol and**  
24 **drug abuse, shall promulgate rules to carry out the provisions of this section, including**  
25 **specifying criteria for determining active participation in and completion of a substance**  
26 **abuse treatment program.**