

**HOUSE** \_\_\_\_\_ **AMENDMENT NO.** \_\_\_\_\_

**Offered By**

1 AMEND House Committee Substitute for House Bill No. 1525, Page 1, Section A, Line 3, by  
2 inserting after all of said section and line the following:

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

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

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

15 (3) Has satisfactorily completed a substance abuse treatment program approved by the  
16 division of alcohol and drug abuse; \_\_\_\_\_

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

19 (5) Has demonstrated sobriety through voluntary urinalysis testing paid for by the  
20 participant; or

21 (6) It has been more than four years since the conviction for a drug related felony.

22 2. Eligibility based upon the factors in subsection 1 of this section shall be based upon

1 documentary or other evidence satisfactory to the department of social services, and the applicant  
2 shall meet all other factors for program eligibility.

3 3. The department of social services, in consultation with the division of alcohol and drug  
4 abuse, shall promulgate rules to carry out the provisions of this section, including specifying  
5 criteria for determining active participation in and completion of a substance abuse treatment  
6 program.”; and

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8 Further amend said bill by amending the title, enacting clause, and intersectional references  
9 accordingly.