

HOUSE BILL 1162

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2000 Regular Session
0lr1419
CF 0lr2204

By: **Delegates Rosenberg, Taylor, and Rawlings**
Introduced and read first time: February 11, 2000
Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Assistance - Disqualification for Conviction of a Felony Involving a**
3 **Controlled Dangerous Substance**

4 FOR the purpose of providing that the State removes itself from certain provisions of
5 federal law that require the disqualification for cash assistance or food stamps
6 of a resident convicted of a felony involving the possession, use, or distribution of
7 a controlled dangerous substance; and limiting the application of this Act to the
8 extent that it may conflict with certain provisions of State law relating to
9 substance abuse by public assistance recipients and applicants and their
10 eligibility for benefits.

11 BY adding to
12 Article 88A - Department of Human Resources
13 Section 65A
14 Annotated Code of Maryland
15 (1998 Replacement Volume and 1999 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article 88A - Department of Human Resources**

19 65A.

20 (A) SUBJECT TO SUBSECTION (B) OF THIS SECTION AND AS PERMITTED
21 UNDER 21 U.S.C. § 862A(D)(1), THE STATE HEREBY REMOVES ITSELF FROM THE
22 APPLICATION OF § 115 OF THE FEDERAL PERSONAL RESPONSIBILITY AND WORK
23 OPPORTUNITY ACT OF 1996, PUBLIC LAW 104-193, IN ORDER TO ALLOW THE STATE
24 DEPARTMENT TO PROVIDE CASH ASSISTANCE AND FOOD STAMPS TO A RESIDENT
25 WHO HAS PREVIOUSLY BEEN CONVICTED OF A FELONY INVOLVING THE
26 POSSESSION, USE, OR DISTRIBUTION OF A CONTROLLED DANGEROUS SUBSTANCE.

27 (B) THIS SECTION DOES NOT APPLY TO THE EXTENT THAT IT IS
28 INCONSISTENT WITH § 50A OF THIS ARTICLE OR ANY OTHER RELEVANT PROVISION

1 OF THIS ARTICLE RELATING TO SUBSTANCE ABUSE BY PUBLIC ASSISTANCE
2 RECIPIENTS AND APPLICANTS AND THEIR ELIGIBILITY FOR BENEFITS.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2000.