

2020 SESSION

SENATE SUBSTITUTE

20105548D

SENATE BILL NO. 124

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Rehabilitation and Social Services  
on January 10, 2020)

(Patrons Prior to Substitute—Senators Locke and Favola [SB 155])

*A BILL to amend and reenact § 63.2-505.2 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 63.2-607.1, relating to eligibility for food stamps and TANF; drug-related felonies.*

**Be it enacted by the General Assembly of Virginia:**

**1. That § 63.2-505.2 of the Code of Virginia is amended and reenacted and that the Code of Virginia is amended by adding a section numbered 63.2-607.1 as follows:**

**§ 63.2-505.2. Eligibility for food stamps; drug-related felonies.**

A person who is otherwise eligible to receive food stamp benefits shall be exempt from the application of ~~section~~ § 115(a) of the *federal* Personal Responsibility and Work Opportunity Reconciliation Act of 1996, P.L. 104-193, and shall not be denied such assistance solely because he has been convicted of a *drug-related* felony offense of possession of a controlled substance in violation of ~~§ 18.2-250~~, provided such person is complying with, or has already complied with, all obligations imposed by the criminal court, is actively engaged in or has completed a substance abuse treatment program, participates in periodic drug screenings, and any other obligations as determined by the Department.

**§ 63.2-607.1. Eligibility for TANF; drug-related felonies.**

*A person who is otherwise eligible to receive TANF assistance shall be exempt from the application of § 115(a)(1) of the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, P.L. 104-193, and shall not be denied such assistance solely because he has been convicted of a drug-related felony.*

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