INTRODUCED BY REGAN, SACCONE, BAKER, PICKETT, MILLARD, BARRAR, LONGIETTI, JAMES, REESE, BOBACK, D. COSTA, SAYLOR, TOEPEL, KNOWLES, TOPPER, KAUFFMAN, SANKEY, EMRICK, GABLER, HICKERNELL, A. HARRIS, O'NEILL, BARBIN, READSHAW, MAJOR, MURT, FEE, ZIMMERMAN, MASSEY, TALLMAN, MARSICO, DeLUCA, KORTZ, PEIFER, DAY, GILLEN, SIMMONS, METCALFE, TRUITT, MOUL AND ROZZI, JANUARY 27, 2015

AS REPORTED FROM COMMITTEE ON HEALTH, HOUSE OF REPRESENTATIVES, AS AMENDED, MAY 13, 2015

AN ACT


The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of June 13, 1967 (P.L.31, No.21), known as the Public Welfare Code, is amended by adding a section to read:

Section 432.25. Eligibility for Persons Convicted of Drug Distribution.--Any individual applying for or receiving Temporary Assistance to Needy Families (TANF), Federal food stamps, general assistance or State supplemental assistance and who has been convicted of a felony for violating section 13(a)(14), (30), (35) or (36) of the act of April 14, 1972 (P.L.233,
No. 64), known as "The Controlled Substance, Drug, Device and
Cosmetic Act," shall be ineligible for assistance.

SECTION 432.25. ELIGIBILITY FOR INDIVIDUALS CONVICTED OF
DRUG DISTRIBUTION.--(A) NO INDIVIDUAL WHO, AFTER THE EFFECTIVE
DATE OF THIS SECTION, HAS BEEN CONVICTED OF ANY OF THE FOLLOWING
WHILE RECEIVING TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF),
THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP), GENERAL
ASSISTANCE OR STATE SUPPLEMENTAL ASSISTANCE SHALL BE ELIGIBLE
FOR TANF, FEDERAL FOOD STAMPS, GENERAL ASSISTANCE OR STATE
SUPPLEMENTAL ASSISTANCE:

(1) A VIOLATION OF SECTION 13(A)(30) OF THE ACT OF APRIL 14,
1972 (P.L. 233, No. 64), KNOWN AS "THE CONTROLLED SUBSTANCE, DRUG,
DEVICE AND COSMETIC ACT," THE VIOLATION OF WHICH IS PUNISHABLE
BY 10 YEARS OR MORE IN PRISON.

(2) A VIOLATION OF SECTION 13(A)(38)(I) OF "THE CONTROLLED
SUBSTANCE, DRUG, DEVICE AND COSMETIC ACT."

(3) A VIOLATION FOR WHICH 18 PA.C.S. § 7508 (RELATING TO
DRUG TRAFFICKING SENTENCING AND PENALTIES) PRESCRIBES A SENTENCE
OF FIVE YEARS OR MORE IN PRISON.

(B) SUBSECTION (A) SHALL NOT APPLY TO BENEFITS WHICH ARE
AFFORDED TO THE MINOR CHILDREN OF THOSE INDIVIDUALS WHO ARE
DENIED ELIGIBILITY TO RECEIVE BENEFITS UNDER SUBSECTION (A).

Section 2. This act shall take effect in 60 days.