

By: Thompson of Harris, Naishtat, et al.

H.B. No. 1267

A BILL TO BE ENTITLED

AN ACT

relating to the eligibility of certain persons for the supplemental nutrition assistance program.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 33, Human Resources Code, is amended by adding Section 33.018 to read as follows:

Sec. 33.018. INAPPLICABILITY OF CERTAIN FEDERAL LAW IN DETERMINING SNAP ELIGIBILITY. As authorized by 21 U.S.C. Section 862a(d)(1)(B), 21 U.S.C. Section 862a(a)(2) applies in determining the eligibility of a person for the supplemental nutrition assistance program only for a two-year period beginning on the date the person is convicted of a felony offense that has as an element the possession, use, or distribution of a controlled substance, as defined in 21 U.S.C. Section 802.

SECTION 2. The changes in law made by this Act apply only to a determination of eligibility of a person for supplemental nutrition assistance benefits made on or after the effective date of this Act. A determination of eligibility made before the effective date of this Act is governed by the law in effect on the date the determination was made, and the former law is continued in effect for that purpose.

SECTION 3. If before implementing any provision of this Act a state agency determines that a waiver or authorization from a federal agency is necessary for implementation of that provision,

1 the agency affected by the provision shall request the waiver or
2 authorization and may delay implementing that provision until the
3 waiver or authorization is granted.

4 SECTION 4. This Act takes effect September 1, 2015.