

SENATE BILL No. 19

January 18, 2017, Introduced by Senators ZORN, O'BRIEN, PROOS, JONES, COLBECK, KNOLLENBERG, HORN, BOOHER, BRANDENBURG, SCHUITMAKER, HANSEN, KOWALL, GREGORY and JOHNSON and referred to the Committee on Michigan Competitiveness.

A bill to amend 1939 PA 280, entitled "The social welfare act," by amending section 10b (MCL 400.10b), as amended by 2011 PA 198.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 10b. (1) Subject to subsection ~~(2)~~-(3) and except as
2 provided in subsection ~~(4)~~-(5), the department shall not grant
3 ~~public~~-CASH assistance under this act to an individual if the
4 department receives information ~~described in~~PROVIDED UNDER section
5 10a that the individual is subject to arrest under an outstanding
6 warrant arising from a felony charge against that individual in
7 this or any other jurisdiction. **THE DEPARTMENT SHALL NOT GRANT FOOD**
8 **ASSISTANCE TO AN INDIVIDUAL IF THE INDIVIDUAL HAS AN OUTSTANDING**

1 **FELONY WARRANT AND LAW ENFORCEMENT IS ACTIVELY SEEKING THE**
 2 **INDIVIDUAL.** This subsection does not affect the eligibility for
 3 assistance of other members of the individual's household. An
 4 individual described in this subsection is eligible for assistance
 5 when he or she is no longer subject to arrest under an outstanding
 6 warrant as described in this section.

7 (2) **SUBJECT TO SUBSECTION (3), THE DEPARTMENT SHALL NOT GRANT**
 8 **CASH ASSISTANCE UNDER THIS ACT TO AN INDIVIDUAL IF THE DEPARTMENT**
 9 **RECEIVES INFORMATION UNDER SECTION 84 OF THE CORRECTIONS CODE OF**
 10 **1953, 1953 PA 232, MCL 791.284, THAT THE INDIVIDUAL HAS ABSCONDED**
 11 **FROM SUPERVISION UNDER THAT ACT. SUBJECT TO SUBSECTION (3), THE**
 12 **DEPARTMENT SHALL NOT GRANT FOOD ASSISTANCE UNDER THIS ACT TO AN**
 13 **INDIVIDUAL IF THE DEPARTMENT RECEIVES INFORMATION UNDER SECTION 84**
 14 **OF THE CORRECTIONS CODE OF 1953, 1953 PA 232, MCL 791.284, THAT THE**
 15 **INDIVIDUAL HAS ABSCONDED FROM SUPERVISION UNDER THAT ACT AND THAT**
 16 **LAW ENFORCEMENT IS ACTIVELY SEEKING THE INDIVIDUAL.**

17 (3) ~~(2)~~ If federal approval is required in order to prevent
 18 the loss of federal reimbursement as a result of the application of
 19 this section to a recipient receiving family independence **PROGRAM**
 20 assistance or food stamps, ~~ASSISTANCE~~, the department shall
 21 promptly take any action necessary to obtain federal approval. In
 22 the absence of any necessary federal approval, the department shall
 23 apply this section only to recipients of state family assistance
 24 and state disability assistance.

25 (4) ~~(3)~~ ~~Upon implementation by the department under section~~
 26 ~~10c, not later than July 1, 2013, the~~ **THE** department director or
 27 his or her designee shall review information provided by the

1 department of state police under section 4 of the C.J.I.S. policy
2 council act, 1974 PA 163, MCL 28.214, to determine if ~~public~~**CASH**
3 assistance **OR FOOD ASSISTANCE** recipients or applicants are ~~subject~~
4 ~~to arrest under an outstanding warrant as described in section~~
5 ~~10a.~~**HAVE ABSCONDED FROM SUPERVISION. THE DEPARTMENT DIRECTOR OR HIS**
6 **OR HER DESIGNEE SHALL REVIEW INFORMATION PROVIDED BY A FIELD**
7 **OPERATIONS ADMINISTRATION REGION UNDER SECTION 84 OF THE**
8 **CORRECTIONS CODE OF 1953, 1953 PA 232, MCL 791.284, TO DETERMINE IF**
9 **CASH ASSISTANCE RECIPIENTS OR APPLICANTS HAVE ABSCONDED FROM**
10 **SUPERVISION. THE DEPARTMENT DIRECTOR OR HIS OR HER DESIGNEE SHALL**
11 **REVIEW INFORMATION PROVIDED BY A FIELD OPERATIONS ADMINISTRATION**
12 **REGION UNDER SECTION 84 OF THE CORRECTIONS CODE OF 1953, 1953 PA**
13 **232, MCL 791.284, TO DETERMINE IF FOOD ASSISTANCE RECIPIENTS OR**
14 **APPLICANTS HAVE ABSCONDED FROM SUPERVISION AND IF LAW ENFORCEMENT**
15 **IS ACTIVELY SEEKING THE RECIPIENTS OR APPLICANTS.**

16 (5) ~~(4) Upon implementation by the department under section~~
17 ~~10c, not later than July 1, 2013, and subject~~**SUBJECT** to subsection
18 ~~(2)~~**(3)** and except as provided in subsection (1), the department
19 shall not grant ~~public~~**CASH** assistance **OR FOOD ASSISTANCE** under
20 this act to an individual if the department receives information
21 from the department of state police as provided in subsection ~~(3)~~
22 **(4)** that the individual is subject to an arrest under an
23 outstanding warrant described in section 10a. **SUBJECT TO SUBSECTION**
24 **(3), THE DEPARTMENT SHALL NOT GRANT CASH ASSISTANCE UNDER THIS ACT**
25 **TO AN INDIVIDUAL IF THE DEPARTMENT RECEIVES INFORMATION FROM A**
26 **FIELD OPERATIONS ADMINISTRATION REGION THAT THE INDIVIDUAL HAS**
27 **ABSCONDED FROM SUPERVISION. SUBJECT TO SUBSECTION (3), THE**

1 DEPARTMENT SHALL NOT GRANT FOOD ASSISTANCE UNDER THIS ACT TO AN
2 INDIVIDUAL IF THE DEPARTMENT RECEIVES INFORMATION FROM A FIELD
3 OPERATIONS ADMINISTRATION REGION THAT THE INDIVIDUAL HAS ABSCONDED
4 FROM SUPERVISION AND LAW ENFORCEMENT IS ACTIVELY SEEKING THE
5 INDIVIDUAL.

6 (6) AS USED IN THIS SECTION:

7 (A) "ABSCOND", "ACTIVELY SEEKING", AND "FIELD OPERATIONS
8 ADMINISTRATION REGION" MEAN THOSE TERMS AS DEFINED IN SECTION 84 OF
9 THE CORRECTIONS CODE OF 1953, 1953 PA 232, MCL 791.284.

10 (B) "CASH ASSISTANCE" MEANS CASH BENEFITS PROVIDED UNDER THE
11 FAMILY INDEPENDENCE PROGRAM, THE REFUGEE ASSISTANCE PROGRAM, OR
12 STATE DISABILITY ASSISTANCE.

13 (C) "FOOD ASSISTANCE" MEANS THE FOOD BENEFITS PROVIDED UNDER
14 THE FOOD ASSISTANCE PROGRAM ADMINISTERED UNDER THIS ACT.

15 Enacting section 1. This amendatory act takes effect 90 days
16 after the date it is enacted into law.

17 Enacting section 2. This amendatory act does not take effect
18 unless Senate Bill No. 18

19 of the 99th Legislature is enacted into law.