

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Representative Flanagin**

# A Bill

**ACT 1174 OF 1995**  
**HOUSE BILL 1004**

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 5-36-205 TO  
9 INCLUDE INELIGIBILITY FOR SUPPLEMENTAL SECURITY INCOME AS  
10 AN ADDITIONAL PENALTY FOR THEFT OF PUBLIC BENEFITS; AND  
11 FOR OTHER PURPOSES."

## Subtitle

14 "TO INCLUDE INELIGIBILITY FOR  
15 SUPPLEMENTAL SECURITY INCOME AS PENALTY  
16 FOR THEFT OF PUBLIC BENEFITS."

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20 SECTION 1. Arkansas Code Annotated § 5-36-205 is amended to read as  
21 follows:

22 "5-36-205. Ineligibility for programs. In addition to the penalties  
23 set forth in this chapter:

24 (1) Any recipient of food stamps who pleads guilty, nolo contendere, or  
25 is found guilty of a violation set forth in this subchapter shall be  
26 ineligible for further participation in the food stamp program, as follows:

27 (A) For a period of six (6) months upon the first occasion of an  
28 offense pertaining to the receipt of food stamps;

29 (B) For a period of one (1) year upon the second occasion of an  
30 offense pertaining to the receipt of food stamps; and

31 (C) Permanently upon the third occasion of an offense pertaining  
32 to the receipt of food stamps.

33 (2) Any recipient of Aid to Families with Dependent Children who pleads  
34 guilty, nolo contendere, or is found guilty of a violation set forth in this  
35 subchapter shall be ineligible for further participation in the Aid to  
36 Families with Dependent Children program, as follows:

1           (A) For a period of six (6) months upon the first occasion of an  
2 offense pertaining to the receipt of Aid to Families with Dependent Children;

3           (B) For a period of one (1) year upon the second occasion of an  
4 offense pertaining to the receipt of Aid to Families with Dependent Children;  
5 and

6           (C) Permanently upon the third occasion of an offense pertaining  
7 to the receipt of Aid to Families with Dependent Children.

8           (3) Any recipient of benefits under the Special Supplemental Food  
9 Program for Women, Infants and Children who pleads guilty, nolo contendere, or  
10 is found guilty of a violation set forth in this subchapter may be ineligible  
11 for further participation in the Special Supplemental Food Program for Women,  
12 Infants and Children for up to three (3) months.

13           (4) Any recipient of Supplemental Security Income who pleads guilty,  
14 nolo contendere, or is found guilty of a violation set forth in this  
15 subchapter shall be ineligible for further participation in the Supplemental  
16 Security Income program, as follows:

17           (A) For a period of six (6) months upon the first occasion of an  
18 offense pertaining to the receipt of Supplemental Security Income;

19           (B) For a period of one (1) year upon the second occasion of an  
20 offense pertaining to the receipt of Supplemental Security Income; and

21           (C) Permanently upon the third occasion of an offense pertaining  
22 to the receipt of Supplemental Security Income."

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24           SECTION 2. All provisions of this act of a general and permanent nature  
25 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
26 Revision Commission shall incorporate the same in the Code.

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28           SECTION 3. If any provision of this act or the application thereof to  
29 any person or circumstance is held invalid, such invalidity shall not affect  
30 other provisions or applications of the act which can be given effect without  
31 the invalid provision or application, and to this end the provisions of this  
32 act are declared to be severable.

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34           SECTION 4. All laws and parts of laws in conflict with this act are  
35 hereby repealed.

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APPROVED: 4-11-95

