

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

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

Subtitle

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

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

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

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

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

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

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

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

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

