

FIRST REGULAR SESSION

SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 138

101ST GENERAL ASSEMBLY

0864S.02C

ADRIANE D. CROUSE, Secretary

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto
2 one new section, to be known as section 208.246, to read as
3 follows:

208.246. 1. In order to be eligible to participate in
2 the supplemental nutrition assistance program, an individual
3 shall comply with the work requirements described in 7
4 U.S.C. Section 2015(d) and 7 CFR 273.7, unless such
5 individual is otherwise exempt from such requirements under
6 7 U.S.C. Section 2015(d) (2) and 7 CFR 273.7(b).

7 2. A nonexempt individual who refuses or fails without
8 good cause, as such term is described in 7 CFR 273.7, to
9 comply with the program's work requirements shall be
10 ineligible to participate in the program for the duration of
11 the disqualification period and shall be considered an
12 ineligible household member. The disqualification period
13 shall be as follows:

14 (1) For the first occurrence of noncompliance, the
15 individual shall be disqualified for three months;

16 (2) For the second occurrence of noncompliance, the
17 individual shall be disqualified for six months; and

18 (3) For the third occurrence of noncompliance, the
19 individual shall be disqualified permanently.

20 3. Except in cases of permanent disqualification, an
21 individual may resume participation in the program at the
22 end of a disqualification period if the individual applies
23 again and is in compliance with the program's work
24 requirements. A disqualified individual may be permitted to
25 resume participation during the disqualification period by
26 becoming exempt from the program's work requirements.

27 4. An individual disqualified under the provisions of
28 this section shall be entitled to a fair hearing under 7 CFR
29 273.7(f) and section 208.080.

30 5. The department of social services may promulgate
31 rules and regulations to implement the provisions of this
32 section. Any rule or portion of a rule, as that term is
33 defined in section 536.010, that is created under the
34 authority delegated in this section shall become effective
35 only if it complies with and is subject to all of the
36 provisions of chapter 536 and, if applicable, section
37 536.028. This section and chapter 536 are nonseverable and
38 if any of the powers vested with the general assembly
39 pursuant to chapter 536 to review, to delay the effective
40 date, or to disapprove and annul a rule are subsequently
41 held unconstitutional, then the grant of rulemaking
42 authority and any rule proposed or adopted after August 28,
43 2021, shall be invalid and void.

✓