

HB5479



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB5479

by Rep. Jehan Gordon-Booth

SYNOPSIS AS INTRODUCED:

305 ILCS 5/1-10
305 ILCS 5/6-7a new

Amends the General Assistance Article of the Illinois Public Aid Code. Provides that persons who are residents of a township shall not be determined ineligible for general assistance based upon a conviction for a Class X felony or a Class 1 felony under the Illinois Controlled Substances Act or the Cannabis Control Act.

LRB101 18730 KTG 68185 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning public aid.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Public Aid Code is amended by
5 changing Section 1-10 and by adding Section 6-7a as follows:

6 (305 ILCS 5/1-10)

7 Sec. 1-10. Drug convictions.

8 (a) Except as provided in Section 6-7a of this Code,
9 persons ~~Persons~~ convicted of an offense under the Illinois
10 Controlled Substances Act, the Cannabis Control Act, or the
11 Methamphetamine Control and Community Protection Act which is a
12 Class X felony, or a Class 1 felony, or comparable federal
13 criminal law which has as an element the possession, use, or
14 distribution of a controlled substance, as defined in Section
15 102(6) of the federal Controlled Substances Act (21 U.S.C.
16 802(c)), shall not be eligible for cash assistance provided
17 under this Code.

18 (b) Persons convicted of any other felony under the
19 Illinois Controlled Substances Act, the Cannabis Control Act,
20 or the Methamphetamine Control and Community Protection Act
21 which is not a Class X or Class 1 felony, or comparable federal
22 criminal law which has as an element the possession, use, or
23 distribution of a controlled substance, as defined in Section

1 102(6) of the federal Controlled Substances Act (21 U.S.C.
2 802(c)), shall not be eligible for cash assistance provided
3 under this Code for 2 years from the date of conviction. This
4 prohibition shall not apply if the person is in a drug
5 treatment program, aftercare program, or similar program as
6 defined by rule.

7 (c) Persons shall not be determined ineligible for food
8 stamps provided under this Code based upon a conviction of any
9 felony or comparable federal or State criminal law which has an
10 element the possession, use or distribution of a controlled
11 substance, as defined in Section 102(6) of the federal
12 Controlled Substances Act (21 U.S.C. 802(c)).

13 (Source: P.A. 98-756, eff. 7-16-14.)

14 (305 ILCS 5/6-7a new)

15 Sec. 6-7a. Drug felony exemption. Persons who are residents
16 of a township shall not be determined ineligible for general
17 assistance under this Article based upon a conviction for a
18 Class X felony or a Class 1 felony under the Illinois
19 Controlled Substances Act or the Cannabis Control Act.