



Rep. Mary E. Flowers

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09800HB0641ham001

LRB098 03464 KTG 42742 a

1 AMENDMENT TO HOUSE BILL 641

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 641 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Public Aid Code is amended by  
5 changing Section 1-10 as follows:

6 (305 ILCS 5/1-10)

7 Sec. 1-10. Drug convictions.

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

1           (b) Persons convicted of any other felony under the  
2 Illinois Controlled Substances Act, the Cannabis Control Act,  
3 or the Methamphetamine Control and Community Protection Act  
4 which is not a Class X or Class 1 felony, or comparable federal  
5 criminal law which has as an element the possession, use, or  
6 distribution of a controlled substance, as defined in Section  
7 102(6) of the federal Controlled Substances Act (21 U.S.C.  
8 802(c)), shall not be eligible for cash assistance provided  
9 under this Code ~~for 2 years from the date of conviction~~. This  
10 prohibition shall not apply if the person is satisfactorily  
11 servicing a sentence of a period of probation or is in the  
12 process of completing or has completed mandatory participation  
13 in a drug treatment program, or if the person has taken action  
14 towards rehabilitation, such as, but not limited to,  
15 participation in a drug treatment program, aftercare program,  
16 or similar program as defined by rule.

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

23 (Source: P.A. 94-556, eff. 9-11-05.)".