

THE SOCIAL WELFARE ACT (EXCERPT)
Act 280 of 1939

400.10b Individual subject to felony charge; eligibility for public assistance; federal approval; review by department.

Sec. 10b. (1) Subject to subsection (2) and except as provided in subsection (4), the department shall not grant public assistance under this act to an individual if the department receives information described in section 10a that the individual is subject to arrest under an outstanding warrant arising from a felony charge against that individual in this or any other jurisdiction. This subsection does not affect the eligibility for assistance of other members of the individual's household. An individual described in this subsection is eligible for assistance when he or she is no longer subject to arrest under an outstanding warrant as described in this section.

(2) If federal approval is required in order to prevent the loss of federal reimbursement as a result of the application of this section to a recipient receiving family independence assistance or food stamps, the department shall promptly take any action necessary to obtain federal approval. In the absence of any necessary federal approval, the department shall apply this section only to recipients of state family assistance and state disability assistance.

(3) Upon implementation by the department under section 10c, not later than July 1, 2013, the department director or his or her designee shall review information provided by the department of state police under section 4 of the C.J.I.S. policy council act, 1974 PA 163, MCL 28.214, to determine if public assistance recipients or applicants are subject to arrest under an outstanding warrant as described in section 10a.

(4) Upon implementation by the department under section 10c, not later than July 1, 2013, and subject to subsection (2) and except as provided in subsection (1), the department shall not grant public assistance under this act to an individual if the department receives information from the department of state police as provided in subsection (3) that the individual is subject to an arrest under an outstanding warrant described in section 10a.

History: Add. 1996, Act 190, Eff. Oct. 1, 1996;—Am. 2011, Act 198, Imd. Eff. Oct. 18, 2011.

Popular name: Act 280