

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 19

A bill to amend 1939 PA 280, entitled  
"The social welfare act,"  
by amending section 10b (MCL 400.10b), as amended by 2011 PA 198.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 10b. (1) Subject to subsection ~~(2)~~ **(3)** and except as  
2 provided in subsection ~~(4)~~ **(5)**, the department shall not grant  
3 ~~public~~ **CASH** assistance under this act to an individual if the  
4 department receives information ~~described in~~ **PROVIDED UNDER** section  
5 10a that the individual is subject to arrest under an outstanding  
6 warrant arising from a felony charge against that individual in  
7 this or any other jurisdiction. **THE DEPARTMENT SHALL NOT GRANT FOOD**  
8 **ASSISTANCE TO AN INDIVIDUAL IF THE INDIVIDUAL HAS AN OUTSTANDING**  
9 **FELONY WARRANT AND LAW ENFORCEMENT IS ACTIVELY SEEKING THE**  
10 **INDIVIDUAL.** This subsection does not affect the eligibility for

1 assistance of other members of the individual's household. An  
2 individual described in this subsection is eligible for **CASH**  
3 assistance when he or she is no longer subject to arrest under an  
4 outstanding warrant as described in this section **AND LAW**  
5 **ENFORCEMENT IS NOT ACTIVELY SEEKING THE INDIVIDUAL.**

6 (2) **SUBJECT TO SUBSECTION (3), THE DEPARTMENT SHALL NOT GRANT**  
7 **CASH ASSISTANCE UNDER THIS ACT TO AN INDIVIDUAL IF THE DEPARTMENT**  
8 **RECEIVES INFORMATION UNDER SECTION 84 OF THE CORRECTIONS CODE OF**  
9 **1953, 1953 PA 232, MCL 791.284, THAT THE INDIVIDUAL HAS ABSCONDED**  
10 **FROM SUPERVISION UNDER THAT ACT. SUBJECT TO SUBSECTION (3), THE**  
11 **DEPARTMENT SHALL NOT GRANT FOOD ASSISTANCE UNDER THIS ACT TO AN**  
12 **INDIVIDUAL IF THE DEPARTMENT RECEIVES INFORMATION UNDER SECTION 84**  
13 **OF THE CORRECTIONS CODE OF 1953, 1953 PA 232, MCL 791.284, THAT THE**  
14 **INDIVIDUAL HAS ABSCONDED FROM SUPERVISION UNDER THAT ACT AND THAT**  
15 **LAW ENFORCEMENT OR THE DEPARTMENT OF CORRECTIONS IS ACTIVELY**  
16 **SEEKING THE INDIVIDUAL.**

17 (3) ~~(2)~~—If federal approval is required in order to prevent  
18 the loss of federal reimbursement as a result of the application of  
19 this section to a recipient receiving family independence **PROGRAM**  
20 assistance or food stamps, **ASSISTANCE**, the department shall  
21 promptly take any action necessary to obtain federal approval. In  
22 the absence of any necessary federal approval, the department shall  
23 apply this section only to recipients of state family assistance  
24 and state disability assistance.

25 (4) ~~(3)~~ ~~Upon implementation by the department under section~~  
26 ~~10c, not later than July 1, 2013, the~~ **THE** department director or  
27 his or her designee shall review information provided by the

1 department of state police under section 4 of the C.J.I.S. policy  
2 council act, 1974 PA 163, MCL 28.214, to determine if ~~public~~**CASH**  
3 assistance **OR FOOD ASSISTANCE** recipients or applicants are subject  
4 to arrest under an outstanding warrant as described in section 10a.  
5 **THE DEPARTMENT DIRECTOR OR HIS OR HER DESIGNEE SHALL REVIEW**  
6 **INFORMATION PROVIDED BY THE DEPARTMENT OF CORRECTIONS UNDER SECTION**  
7 **84 OF THE CORRECTIONS CODE OF 1953, 1953 PA 232, MCL 791.284, TO**  
8 **DETERMINE IF CASH ASSISTANCE RECIPIENTS OR APPLICANTS ARE SUBJECT**  
9 **TO A WARRANT FOR ABSCONDING. THE DEPARTMENT DIRECTOR OR HIS OR HER**  
10 **DESIGNEE SHALL REVIEW INFORMATION PROVIDED BY THE DEPARTMENT OF**  
11 **CORRECTIONS UNDER SECTION 84 OF THE CORRECTIONS CODE OF 1953, 1953**  
12 **PA 232, MCL 791.284, TO DETERMINE IF FOOD ASSISTANCE RECIPIENTS OR**  
13 **APPLICANTS ARE SUBJECT TO A WARRANT FOR ABSCONDING AND IF LAW**  
14 **ENFORCEMENT IS ACTIVELY SEEKING THE RECIPIENTS OR APPLICANTS.**

15 (5) ~~(4) Upon implementation by the department under section~~  
16 ~~10c, not later than July 1, 2013, and subject~~ **SUBJECT** to subsection  
17 ~~(2)~~ **(3)** and except as provided in subsection (1), the department  
18 shall not grant ~~public~~**CASH** assistance **OR FOOD ASSISTANCE** under  
19 this act to an individual if the department receives information  
20 from the department of state police as provided in subsection ~~(3)~~  
21 **(4)** that the individual is subject to an arrest under an  
22 outstanding warrant described in section 10a. **SUBJECT TO SUBSECTION**  
23 **(3), THE DEPARTMENT SHALL NOT GRANT CASH ASSISTANCE UNDER THIS ACT**  
24 **TO AN INDIVIDUAL IF THE DEPARTMENT RECEIVES INFORMATION FROM THE**  
25 **DEPARTMENT OF CORRECTIONS THAT THE INDIVIDUAL HAS ABSCONDED FROM**  
26 **SUPERVISION. SUBJECT TO SUBSECTION (3), THE DEPARTMENT SHALL NOT**  
27 **GRANT FOOD ASSISTANCE UNDER THIS ACT TO AN INDIVIDUAL IF THE**

1 DEPARTMENT RECEIVES INFORMATION FROM THE DEPARTMENT OF CORRECTIONS  
2 THAT THE INDIVIDUAL HAS ABSCONDED FROM SUPERVISION AND LAW  
3 ENFORCEMENT IS ACTIVELY SEEKING THE INDIVIDUAL.

4 (6) AS USED IN THIS SECTION:

5 (A) "ABSCOND" AND "ACTIVELY SEEKING" MEAN THOSE TERMS AS  
6 DEFINED IN SECTION 84 OF THE CORRECTIONS CODE OF 1953, 1953 PA 232,  
7 MCL 791.284.

8 (B) "CASH ASSISTANCE" MEANS CASH BENEFITS PROVIDED UNDER THE  
9 FAMILY INDEPENDENCE PROGRAM, THE REFUGEE ASSISTANCE PROGRAM, OR  
10 STATE DISABILITY ASSISTANCE.

11 (C) "FOOD ASSISTANCE" MEANS THE FOOD BENEFITS PROVIDED UNDER  
12 THE FOOD ASSISTANCE PROGRAM ADMINISTERED UNDER THIS ACT.

13 Enacting section 1. This amendatory act takes effect 90 days  
14 after the date it is enacted into law.

15 Enacting section 2. This amendatory act does not take effect  
16 unless Senate Bill No. 18 of the 99th Legislature is enacted into  
17 law.