

The House Committee on Judiciary offers the following substitute to SB 312:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to public
2 assistance, so as to require applicants for food stamps to engage in professional development
3 activities; to provide for exemptions; to provide for revision to the state plan or to rules and
4 regulations; to provide for a pilot program; to provide for related matters; to provide for
5 contingent effectiveness; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to public assistance,
9 is amended in Article 1, relating to general provisions, by adding a new Code section to read
10 as follows:

11 "49-4-20.

12 (a) In order to be eligible for food stamps, an applicant shall engage in professional
13 development activities as provided, made available, or approved by the department, which
14 may include, but not be limited to, working toward a general educational development
15 (GED) diploma, if not a high school graduate; pursuing technical education; attending
16 self-development classes; or enrolling in an adult literacy class.

17 (b) The department shall promulgate rules and regulations to implement the requirements
18 of this Code section.

19 (c) This Code section shall not apply to an applicant who is:

20 (1) Under 16 years of age or over 59 years of age;

21 (2)(A) Developmentally disabled, which means having a severe, chronic disability that
22 meets all of the following conditions:

23 (i) Is attributable to:

24 (I) Cerebral palsy or epilepsy; or

25 (II) Any other condition found to be closely related to mental retardation due to the
26 condition resulting in impairment of general intellectual functioning or adaptive

- 27 behavior similar to that of mentally retarded persons and requiring treatment or
 28 services similar to that required for those persons.
- 29 (ii) Manifested before the person reaches age 22;
 30 (iii) Is likely to continue indefinitely; and
 31 (iv) Results in substantial functional limitations in three or more of the following
 32 areas of major life activity:
- 33 (I) Self-care;
 34 (II) Understanding and use of language;
 35 (III) Learning;
 36 (IV) Mobility;
 37 (V) Self-direction; and
 38 (VI) Capacity for independent living.
- 39 (B) Physically or mentally unfit for employment, which may consist of a permanent
 40 disability, as evidenced by receipt of supplemental security income under Title XVI of
 41 the federal Social Security Act, or a temporary disability, as evidenced by a statement
 42 from a licensed physician or psychologist;
- 43 (3) A caretaker for a dependent child under six years of age or for an incapacitated adult
 44 or is a parent who is the primary caregiver of a dependent child under 16 years of age;
 45 (4) Employed at least 30 hours per week;
 46 (5) Participating in a drug or alcohol treatment and rehabilitation program;
 47 (6) A student enrolled at least half time; or
 48 (7) Receiving unemployment insurance."

49 **SECTION 2.**

- 50 (a) The Department of Human Services shall take any necessary steps to revise any
 51 applicable state plan or rules and regulations to effectuate the requirements of this Act.
- 52 (b) Prior to the state-wide implementation of the requirements of this Act, the Department
 53 of Human Services shall develop and implement a pilot program to determine the most
 54 beneficial manner of implementing such requirements. The department shall be authorized
 55 to establish such rules and regulations as may be necessary or desirable in order to execute
 56 the pilot program. The pilot program shall be conducted in five counties designated by the
 57 department.

58 **SECTION 3.**

- 59 This Act shall become effective only if funds are specifically appropriated for purposes of
 60 this Act in an appropriations Act making specific reference to this Act and shall become
 61 effective when funds so appropriated become available for expenditure.

62

SECTION 4.

63 All laws and parts of laws in conflict with this Act are repealed.