

**ADOPTED**

Senators Hill of the 32nd, Albers of the 56th, Kirk of the 13th, Shafer of the 48th , Ligon of the 3rd and others offered the following amendment:

1 *Amend the Senate Health and Human Services Committee substitute to SB 389 (LC 37*  
 2 *2171S) by inserting between lines 58 and 59 the following:*

3 "49-4-24.

4 (a) Funds available on electronic benefit transfer cards shall not be used by recipients to  
 5 purchase alcohol, liquor or imitation liquor, cigarettes, tobacco products, bail, gambling  
 6 activities, lottery tickets, tattoos, travel services provided by a travel agent, money  
 7 transmission to locations abroad, sexually oriented adult materials, concert tickets,  
 8 professional or collegiate sporting event tickets, or tickets for other entertainment events  
 9 intended for the general public.

10 (b) Electronic benefit transfer card transactions shall be prohibited at all retail liquor  
 11 stores, casinos, gaming establishments, jewelry stores, tattoo parlors, massage parlors, body  
 12 piercing parlors, spas, nail salons, lingerie shops, tobacco paraphernalia stores, vapor  
 13 cigarette stores, psychic or fortunetelling businesses, bail bond companies, video arcades,  
 14 movie theaters, cruise ships, theme parks, dog or horse racing facilities, pari-mutuel  
 15 facilities, sexually oriented businesses, retail establishments which provide adult-oriented  
 16 entertainment in which performers disrobe or perform in an unclothed state for  
 17 entertainment, and businesses or retail establishments where minors under age 18 are not  
 18 permitted.

19 (c) Upon enrollment, the Department of Human Services shall offer new applicants an  
 20 itemized list of prohibited purchases, including those specified in subsection (a) of this  
 21 Code section, and make such a list available on the department's website.

22 (d) The Department of Human Services shall prohibit establishments identified under  
 23 subsection (b) of this Code section from operating automated teller machines that accept  
 24 electronic benefit transfer cards. An establishment that is found in violation of this  
 25 subsection shall be subject to sanctions against such establishment's license.

26 (e) If a recipient is found to have violated subsection (a) of this Code section, the  
 27 Department of Human Services shall issue a warning in writing to the recipient.  
 28 Notwithstanding Code Section 49-4-185, the recipient shall be subject to disqualification  
 29 of benefits for up to three months following the first offense and a permanent termination  
 30 of benefits following the second offense, unless expressly prohibited by federal law."