

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

259S0628

HOUSE BILL NO. 1152

Introduced by: Representatives Venner, Brunner, Elliott, Kirkeby, Kopp, Miller, Munsterman, Nelson (Stace), Olson (Betty), Tulson, and Verchio and Senators Maher and Rhoden

1 FOR AN ACT ENTITLED, An Act to provide for drug testing for certain TANF recipients.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. The Department of Social Services may screen and test any adult recipient who
4 is otherwise eligible for temporary assistance for needy families cash benefits and who, the
5 department has reasonable cause to believe, engages in the illegal use of controlled substances.
6 Any recipient who is found to have tested positive for the use of a controlled substance that was
7 not prescribed for the recipient by a licensed health care provider is ineligible to receive benefits
8 for a period of one year. However, any aggrieved recipient is entitled to an administrative
9 hearing to determine the validity of the test and to contest the decision to suspend the benefits.

