

LEGISLATURE OF THE STATE OF IDAHO
Sixty-first Legislature First Regular Session - 2011

IN THE SENATE

SENATE BILL NO. 1049

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO PUBLIC ASSISTANCE LAW; AMENDING SECTION 56-227D, IDAHO CODE, TO
REVISE TERMINOLOGY AND TO REVISE A DEFINITION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 56-227D, Idaho Code, be, and the same is hereby
amended to read as follows:

56-227D. FEDERAL FOOD STAMPS -- UNAUTHORIZED USE -- EXCEPTION -- DEF-
INITIATION. (1) It is a misdemeanor for any person to buy, receive, sell, give
away, dispose of, exchange or barter any federal food stamps benefits of a
value of one hundred fifty dollars (\$150) or less, except for the eligible
foods for which they are issued.

(2) It is a felony for any person to buy, receive, sell, give away, dis-
pose of, exchange or barter any federal food stamps benefits of a value ex-
ceeding one hundred fifty dollars (\$150), except for the eligible foods for
which they are issued.

(3) This section does not apply to any person buying, receiving, sell-
ing, giving away, disposing of, exchanging or bartering any federal food
stamps benefits subsequent to the redemption of such stamps in the manner
provided by state or federal law.

(4) As used in this section, federal food stamps benefits refers to food
stamps benefits issued ~~for food~~ in any form by the United States department
of agriculture or its duly authorized agent for the sole purpose of purchas-
ing food.

(5) This section shall be enforced by the director of the department of
health and welfare in cooperation with local law enforcement and prosecuting
agencies. Such enforcement shall not be the responsibility of the medicaid
fraud control unit as provided in section 56-226, Idaho Code.