

LEGISLATURE OF THE STATE OF IDAHO
Sixty-first Legislature Second Regular Session - 2012

IN THE SENATE

SENATE BILL NO. 1293

BY HEALTH AND WELFARE COMMITTEE

AN ACT

RELATING TO FEDERAL FOOD STAMPS; AMENDING SECTION 56-227D, IDAHO CODE, TO
REVISE THE FELONY THRESHOLD FOR TRAFFICKING FOOD STAMPS.

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, ALSO KNOWN AS SUPPLEMENTAL NUTRITION
ASSISTANCE PROGRAM -- UNAUTHORIZED USE -- EXCEPTION -- DEFINITION. (1) It is
a misdemeanor for any person to buy, receive, sell, give away, dispose of,
exchange or barter any federal food stamp benefits of a value of less than
one hundred ~~fifty~~ dollars (\$1500) ~~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,
dispose of, exchange or barter any federal food stamp benefits of a value
~~exceeding of~~ one hundred ~~fifty~~ dollars (\$1500) or more, ~~except for the eli-~~
~~gible 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
stamp 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 stamp benefits refers to food
stamp benefits issued in any form by the United States department of agricul-
ture or its duly authorized agent for the sole purpose of purchasing 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.