

SENATE BILL NO. 79

INTRODUCED BY FULLER, HARPER, BENGTON, J. HAMMOND,  
MCCALLUM, MENAHAN, BOYLAN

BY REQUEST OF THE DEPARTMENT OF SOCIAL AND  
REHABILITATION SERVICES

IN THE SENATE

January 7, 1983	Introduced and referred to Committee on Judiciary.
January 17, 1983	Committee recommend bill do pass as amended. Report adopted.
January 18, 1983	Bill printed and placed on members' desks.
January 19, 1983	Second reading, do pass.
January 20, 1983	Considered correctly engrossed.
January 21, 1983	Third reading, passed. Ayes, 43; Nays, 0. Transmitted to House.

IN THE HOUSE

January 22, 1983	Introduced and referred to Committee on Judiciary.
March 3, 1983	Committee recommend bill be concurred in. Report adopted.
March 4, 1983	Second reading, concurred in.
March 7, 1983	Third reading, concurred in.

IN THE SENATE

March 8, 1983	Returned to Senate. Sent to enrolling.  Reported correctly enrolled.
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1 *Senate* BILL NO. *79*  
2 INTRODUCED BY *Julia Harper, Baylson, J. Hammond*  
3 *McBullock* BY REQUEST OF THE DEPARTMENT OF SOCIAL AND *Manahan*  
4 REHABILITATION SERVICES *Boylan*  
5

6 A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING THE  
7 UNAUTHORIZED ACQUISITION OR TRANSFER OF FOOD STAMPS AS A  
8 CRIME AND PROVIDING PENALTIES THEREFOR."  
9

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Unauthorized acquisition or transfer of  
12 food stamps. (1) A person commits the offense of  
13 unauthorized acquisition or transfer of food stamps if he  
14 knowingly:

15 (a) acquires, purchases, possesses, or uses any food  
16 stamp or coupon that he is not entitled to; or

17 (b) transfers, sells, trades, gives, or otherwise  
18 disposes of any food stamp or coupon to another person not  
19 entitled to receive or use it.

20 (2) A person convicted of an offense under this  
21 section shall be fined not more than \$500 or be imprisoned  
22 in the county jail for not more than 6 months, or both. A  
23 person convicted of an offense under this section, which  
24 offense is part of a common scheme or in which the value of  
25 the food stamps exceeds \$150, shall be fined not more than

1 \$50,000 or be imprisoned in the state prison for not more  
2 than 10 years, or both.

3 (3) As used in this section, "food stamp or coupon"  
4 means any stamp, coupon, or type of certification provided  
5 for the purchase of eligible food pursuant to the Food Stamp  
6 Act of 1977, 7. U.S.C. 2011 through 2029, or any similar  
7 public assistance program.

8 Section 2. Codification instruction. Section 1 is  
9 intended to be codified as an integral part of Title 45,  
10 chapter 6, part 3.

-End-

Approved by Committee  
on Judiciary

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A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING THE  
UNAUTHORIZED ACQUISITION OR TRANSFER OF FOOD STAMPS AS A  
CRIME AND PROVIDING PENALTIES THEREFOR; AND PROVIDING AN  
EFFECTIVE DATE OF JULY 1, 1983."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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food stamps. (1) A person commits the offense of  
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SECTION 3. EFFECTIVE DATE. THIS ACT IS EFFECTIVE JULY  
1, 1983.

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