



Supplemental Nutrition Assistance Program  
**50-State Survey**

**SNAP Ban of Persons with Drug Felony Convictions**

State	Type of Ban			Eligibility requirements						Notes
	Full ban in place <sup>1</sup>	Legislation opts out	Modified ban	Distinction between distribution and possession	Disqualified after multiple convictions	Requires drug testing	Requires drug treatment	Post conviction/ release ineligibility period	Requires parole compliance	
Alabama <a href="#">ALA. CODE § 38-1-8</a>	N	N	Y	N	N	Y	Y	N	Y	
Alaska <a href="#">ALASKA STAT. § 47.27.015</a>	N	N	Y	N	N	N	Y	N	Y	

<sup>1</sup> These States have not enacted legislation opting out of the ban

Arizona <a href="#">ARIZ. REV. STAT. ANN. § 13-3418</a>	N	N	Y	N	N	N	N	Y	N	Period of ineligibility at the court's discretion
Arkansas <a href="#">ARK. CODE ANN. § 20-76-409</a>	N	Y	N	N	N	N	N	N	N	
California <a href="#">CAL. WELF. &amp; INST. CODE § 18901.3</a>	N	N	Y	N	N	N	N <sup>2</sup>	N	Y	
Colorado <a href="#">COLO. REV. STAT. ANN. § 26-2-706(3)</a>	N	N	Y	N	N	N	Y	N	N	
Connecticut <a href="#">CONN. GEN. STAT. ANN. § 17b-112d</a>	N	N	Y	N	N	N	Y <sup>3</sup>	Y <sup>4</sup>	Y	
Delaware <a href="#">DEL. CODE ANN. TIT. 31, § 605</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

<sup>2</sup> Unless required by Parole or Probation

<sup>3</sup> If required by Court

<sup>4</sup> If required by Court

District of Columbia <a href="#">D.C. CODE § 4-205.71</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Florida <a href="#">FLA. STAT. ANN. § 414.095</a>	N	N	Y	Y	N	N	N	N	N	
Georgia <a href="#">Ga. Code Ann. § 49-4-22</a>	N	N	Y	N	N	N	N	N	Y	
Hawaii <a href="#">Haw. Rev. Stat. § 346-53.3</a>	N	N	Y	N	N	N	Y	N	N	
Idaho <a href="#">Idaho Code Ann. § 56-202</a>	N	N	Y	N	N	N	N	N	Y	
Illinois <a href="#">305 Ill. Comp. Stat. Ann. 5/1-10</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Indiana <a href="#">Ind. Code Ann. § 12-14-30-3</a>	N	N	Y	N	N	N	N	N	Y	
Iowa <a href="#">Iowa Code Ann. §</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

<a href="#">234.12</a>										
Kansas <a href="#">Kan. Stat. Ann. § 39-709e</a>	N	N	Y	N	N	Y	Y	N	Y	
Kentucky <a href="#">Ky. Rev. Stat. Ann. § 205.2005</a>	N	N	Y	N	N	N	Y	N	N	Exception for otherwise eligible pregnant women
Louisiana <a href="#">La. Rev. Stat. Ann. 46:233.3</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Maine <a href="#">Me. Rev. Stat. tit. 22, § 3104(14)</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Maryland <a href="#">MD HUMAN SERV § 5-601</a> <a href="#">Md. Code Regs. 07.03.17.04</a>	N	N	Y	N	N	Y	Y	Y	N	Maryland's modified ban only applies to individuals dealing in large quantities of illegal drugs as defined by MD CRIM LAW §§ 5-612, 613.
Massachusetts	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	



<a href="#">Department of Transitional Assistance, Field Operations Memo 2001-38</a>										
<p>Michigan</p> <p>This provision is uncodified and passed each year as part of Michigan's appropriations bill. <a href="#">See enrolled Senate Bill 139, section 619.</a></p>	N	N	Y	N	Y	N	N	N	Y	
<p>Minnesota</p> <p><a href="#">Minn. Stat. Ann. § 609B.435</a></p>	N	N	Y	N	N	Y	N	N	N	<p>First time drug test failure results in a 30 percent reduction of benefits. A second disqualification results in permanent disqualification from the program.</p>
<p>Mississippi</p> <p><a href="#">Miss. Code Ann. §43-12-71</a></p>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

Missouri <a href="#">Mo. Ann. Stat. § 208.247</a>	N	N	Y	N	Y	Y	Y	N	Y	
Montana <a href="#">Mont. Code Ann. § 53-4-231</a>	N	N	Y	N	N	N	N <sup>5</sup>	N	Y	
Nebraska <a href="#">Neb. Rev. Stat. § 68-1017.02</a>	N	N	Y	Y	Y	N	Y	N	N	
Nevada <a href="#">Nev. Rev. Stat. Ann. § 422A.345</a>	N	N	Y	N	N	N	Y	N	N	Exception for otherwise eligible pregnant women with doctor's certification that health and safety of mother and unborn child depend on the receipt of benefits
New Hampshire <a href="#">N.H. Rev. Stat. Ann. § 167:81-a</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

<sup>5</sup> Unless required by Parole

New Jersey <a href="#">N.J. Stat. Ann. § 44:10-48(d)</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
New Mexico <a href="#">N.M. Stat. Ann. § 27-2B-11</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
New York  The section of code could not be located, this provision may be uncodified. The USDA's <a href="#">SNAP Options Report</a> indicates that New York completely opted out of the SNAP felony ban.	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
North Carolina <a href="#">N.C. Gen. Stat. Ann. § 108A-25.2</a>	N	N	Y	N	Y	N	Y	Y	N	
North Dakota <a href="#">ND Century Code 50-06-05.1</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Ohio <a href="#">Ohio Rev. Code Ann. § 5101.84</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

Oklahoma <a href="#">1997 Okla. Sess. Law Serv. Ch. 414 (H.B. 2170) §§28, 31</a> (the provision opting out of SNAP felony ban is not codified)	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Oregon <a href="#">Or. Rev. Stat. Ann. § 411.119</a>	N	N	Y	Y	N	N	N	N	Y	
Pennsylvania <a href="#">62 Pa. Cons. Stat. Ann. § 432.24</a>	N	N	Y	N	N	Y	Y	N	Y	
Rhode Island <a href="#">R.I. Gen. Laws Ann. § 40-6-8</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
South Carolina  (The federal SNAP felony ban is the default policy and no state legislation is required to maintain the federal ban.)	Y	N	N	N/A	N/A	N/A	N/A	N/A	N/A	
South Dakota	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	



<a href="#">S.D. Codified Laws § 28-12-3</a>										
Tennessee <a href="#">Tenn. Code Ann. § 71-5-308</a>	N	N	Y	Y	N	Y	Y	N	Y	Permanent ineligibility for Class A felonies
Texas <a href="#">Tex. Hum. Res. Code Ann. § 33.018</a>	N	N	Y	N	Y	N	N	N	Y	If an individual violates a condition of their parole, they are ineligible for SNAP for 2 years.
Utah <a href="#">Utah Code Ann. § 35A-3-311</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Vermont <a href="#">Vt. Stat. Ann. tit. 33, § 1203a</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Virginia <a href="#">Va. Code Ann. § 63.2-505.2</a>	N	N	Y	N	N	Y	Y	N	Y	
Washington <a href="#">Wash. Rev. Code Ann. § 74.08.025</a>	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
West Virginia	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	



<a href="#">W. Va. Code § 9-2-3a</a>										
Wisconsin <a href="#">Wis. Stat. Ann. § 49.79</a>	N	N	Y	N	N	Y	N	N	N	
Wyoming <a href="#">WY Stat. §42-2-103(B)(xiii)</a>		Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

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