



Supplemental Nutrition Assistance Program 50-State Survey

SNAP Drug Felony Bans

State	Type of Ban			Eligibility requirements						Notes
	Full ban in place ¹	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 ALA. CODE § 38-1-8	N	N	Y	N	N	Y	Y	N	Y	
Alaska ALASKA STAT. § 47.27.015	N	N	Y	N	N	N	Y	N	Y	

¹ These States have not enacted legislation opting out of the ban

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

² Unless required by Parole or Probation

³ If required by Court

⁴ If required by Court

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

234.12										
Kansas Kan. Stat. Ann. § 39-709e	N	N	Y	N	N	Y	Y	N	Y	
Kentucky Ky. Rev. Stat. Ann. § 205.2005	N	N	Y	N	N	N	Y	N	N	Exception for otherwise eligible pregnant women
Louisiana La. Rev. Stat. Ann. 46:233.3	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Maine Me. Rev. Stat. tit. 22, § 3104(14)	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Maryland MD HUMAN SERV § 5-601 Md. Code Regs. 07.03.17.04	N	N	Y	N	N	Y	Y	Y	N	Maryland's modified ban only applies to felons 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	



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

Missouri Mo. Ann. Stat. § 208.247	N	N	Y	N	Y	Y	Y	N	Y	
Montana Mont. Code Ann. § 53-4-231	N	N	Y	N	N	N	N ⁵	N	Y	
Nebraska Neb. Rev. Stat. § 68-1017.02	N	N	Y	Y	Y	N	Y	N	N	
Nevada Nev. Rev. Stat. Ann. § 422A.345	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 N.H. Rev. Stat. Ann. § 167:81-a	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

⁵ Unless required by Parole

New Jersey N.J. Stat. Ann. § 44:10-48(d)	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
New Mexico N.M. Stat. Ann. § 27-2B-11	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 SNAP Options Report 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 N.C. Gen. Stat. Ann. § 108A-25.2	N	N	Y	N	Y	N	Y	Y	N	
North Dakota ND Century Code 50-06-05.1	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Ohio Ohio Rev. Code Ann. § 5101.84	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	

Oklahoma 1997 Okla. Sess. Law Serv. Ch. 414 (H.B. 2170) §§28, 31 (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 Or. Rev. Stat. Ann. § 411.119	N	N	Y	Y	N	N	N	N	Y	
Pennsylvania 62 Pa. Cons. Stat. Ann. § 432.24	N	N	Y	N	N	Y	Y	N	Y	
Rhode Island R.I. Gen. Laws Ann. § 40-6-8	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	

S.D. Codified Laws § 28-12-3										
Tennessee Tenn. Code Ann. § 71-5-308	N	N	Y	Y	N	Y	Y	N	Y	Permanent ineligibility for Class A felonies
Texas Tex. Hum. Res. Code Ann. § 33.018	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 Utah Code Ann. § 35A-3-311	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Vermont Vt. Stat. Ann. tit. 33, § 1203a	N	Y	N	N/A	N/A	N/A	N/A	N/A	N/A	
Virginia Va. Code Ann. § 63.2-505.2	N	N	Y	N	N	Y	Y	N	Y	
Washington Wash. Rev. Code Ann. § 74.08.025	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	

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

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