

Senate Bill 614

Sponsored by Senator FERRIOLI; Senators BOQUIST, GEORGE, GIROD, KRUSE, TELFER, WHITSETT, WINTERS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Department of Human Services to adopt rules requiring drug testing of persons applying for or receiving public assistance who have been convicted of certain offenses related to controlled substances. Prohibits grant of public assistance to individuals who refuse or fail drug test.

Becomes operative July 1, 2010.

A BILL FOR AN ACT

1
2 Relating to drug testing for purpose of determining eligibility for public assistance.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS chapter 411.**

5 **SECTION 2. (1) The Department of Human Services shall adopt rules that require per-**
6 **sons applying for or receiving public assistance who have been convicted of unlawfully man-**
7 **ufacturing, delivering or possessing a controlled substance as defined in ORS 475.005 to**
8 **undergo a drug test as defined in ORS 475.918.**

9 **(2) Rules adopted under this section must provide that drug testing is a condition of el-**
10 **igibility for public assistance.**

11 **(3) The department shall deny or terminate public assistance to a person for whom drug**
12 **testing described in this section produces a positive result.**

13 **SECTION 3. (1) Section 2 of this 2009 Act becomes operative on July 1, 2010.**

14 **(2) Notwithstanding subsection (1) of this section, the Department of Human Services**
15 **may take any action before the operative date specified in subsection (1) of this section that**
16 **is necessary to enable the department to exercise, on and after the operative date, all the**
17 **duties, functions and powers conferred on the department by this 2009 Act.**

18 **SECTION 4. Section 2 of this 2009 Act applies to persons who apply for or receive public**
19 **assistance on or after the operative date specified in section 3 of this 2009 Act.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.