

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE DRS35274-LU-71 (02/25)

Short Title: Eligibility Requirements/Public Assistance. (Public)

Sponsors: Senator Rouzer.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT REQUIRING APPLICANTS FOR PUBLIC ASSISTANCE TO UNDERGO DRUG
3 TESTING AND DEMONSTRATE THAT THE APPLICANT IS EMPLOYED,
4 FURTHERING THE APPLICANT'S EDUCATION, OR PERFORMING COMMUNITY
5 SERVICE BEFORE THE APPLICANT IS ELIGIBLE FOR PUBLIC ASSISTANCE.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Part 2 of Article 2 of Chapter 108A of the General Statutes is
8 amended by adding the following section to read:

9 "**§ 108A-31.1. Eligibility for assistance.**

10 (a) Notwithstanding any other provision of law, to be eligible for program assistance
11 under this Part, an applicant shall undergo drug testing as administered by the county
12 department of social services in the county in which the applicant resides, or, in the case of
13 residents of Electing Counties, administered by the public or private entity designated by the
14 board of county commissioners. If the applicant passes the drug test, the applicant shall submit
15 evidence to the entity administering program assistance under this Part that the applicant meets
16 at least one of the following requirements:

17 (1) Is currently employed in a part-time job;

18 (2) Is furthering the applicant's education in a secondary or postsecondary
19 educational setting approved by the entity administering program assistance
20 under this Part; or

21 (3) Is performing community service approved by the entity administering
22 program assistance under this Part.

23 If the applicant fails to pass the drug test, the applicant shall be required to undergo substance
24 abuse treatment in accordance with G.S. 108A-29.1.

25 (b) An applicant meeting the requirements of subsection (a) of this section shall be
26 eligible for program assistance under this Part. Nothing in this section shall prevent an
27 applicant from receiving program assistance when the applicant is unemployed, unable to
28 further the applicant's education, or unable to perform community service due to disability."

29 **SECTION 2.** This act is effective when it becomes law.

