

**§905-C. Misuse of public benefits instrument**

1. A person is guilty of misuse of a public benefits instrument if the person knowingly:

A. Transfers a public benefits instrument without authorization of the agency issuing the instrument; or [PL 2011, c. 687, §1 (NEW).]

B. Obtains or possesses a public benefits instrument that was obtained without authorization of the agency issuing the instrument. [PL 2011, c. 687, §1 (NEW).]

[PL 2011, c. 687, §1 (NEW).]

2. As used in this section, "public benefits instrument" means electronic benefits transfer cards, coupons, vouchers and any other means for distributing benefits from the following programs:

A. The municipal general assistance program under Title 22, chapter 1161; [PL 2011, c. 687, §1 (NEW).]

B. The TANF program under Title 22, chapter 1053-B; [PL 2011, c. 687, §1 (NEW).]

C. The statewide Supplemental Nutrition Assistance Program under Title 22, section 3104; [PL 2021, c. 398, Pt. OO, §2 (AMD).]

D. The child care subsidies under Title 22, chapter 1052-A; or [PL 2011, c. 687, §1 (NEW).]

E. The Women, Infants and Children Special Supplemental Food Program of the United States Child Nutrition Act of 1966. [PL 2011, c. 687, §1 (NEW).]

[PL 2021, c. 398, Pt. OO, §2 (AMD).]

3. Misuse of a public benefits instrument is a Class D crime.

[PL 2011, c. 687, §1 (NEW).]

**SECTION HISTORY**

PL 2011, c. 687, §1 (NEW). PL 2021, c. 398, Pt. OO, §2 (AMD).

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