

# HOUSE BILL 338

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CF SB 218

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By: Delegates Queen, Acevero, Bagnall, Barron, Bartlett, Cain, Cardin, Chang, Charkoudian, Crutchfield, Cullison, Dumais, Gaines, Gilchrist, Guyton, Haynes, Hettleman, Hill, Ivey, Jackson, Jones, Kelly, Korman, R. Lewis, Lierman, Lisanti, Love, Luedtke, McIntosh, McKay, Moon, Mosby, Palakovich Carr, Proctor, Qi, Sample-Hughes, Shetty, Solomon, Stewart, Valderrama, Valentino-Smith, Washington, C. Watson, Wilkins, and K. Young

Introduced and read first time: January 28, 2019

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 9, 2019

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Human Services – Food Supplements**  
3 **(Summer SNAP for Children Act)**

4 FOR the purpose of renaming the food stamp program to be the food supplement program;  
5 requiring the State to provide matching funds for a certain supplement for certain  
6 individuals in a household that receives certain federally funded benefits; providing  
7 for the amount of the supplemental benefit; providing that the supplemental benefit  
8 is subject to certain requirements; providing that the supplemental benefit is for  
9 each child in the household; requiring the supplemental benefit to be provided in  
10 certain months; establishing the manner in which the supplemental benefit is  
11 provided; prohibiting a household from receiving more than one supplemental  
12 benefit per child; requiring a county to submit a certain application by a certain date  
13 to receive funding for the supplemental benefit; requiring the application to include  
14 certain information; requiring the Department of Human Services to notify certain  
15 counties of certain available funding on or before a certain date each year; providing  
16 that receipt of certain funding by a county is contingent on approval of a certain final  
17 plan; requiring certain counties to submit a certain final plan to the Department on  
18 or before a certain date; requiring the Department to approve or reject a certain final  
19 plan and provide notice of the decision on or before a certain date; allowing a county

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 with a rejected final plan to submit a revised final plan for approval; requiring the  
 2 Department to certify available funding for an approved final plan; specifying the  
 3 required State and local shares of funding for a county with an approved final plan;  
 4 specifying the manner in which available State funding for the supplemental benefit  
 5 is apportioned among counties with approved final plans; requiring the Governor to  
 6 appropriate certain amounts of funding for the supplemental benefits in certain  
 7 fiscal years; authorizing a county to provide certain additional funding; prohibiting  
 8 certain required funding from being affected by certain additional funding; requiring  
 9 the Governor to appropriate a certain amount of funding for the supplemental  
 10 benefits in certain fiscal years; if certain federal funding is available, requiring the  
 11 Department of Human Services, in consultation with the State Department of  
 12 Education, to apply for a certain federal grant to implement a Summer Electronic  
 13 Benefit Transfer for Children demonstration project; requiring the Department to  
 14 report to certain committees of the General Assembly on or before a certain date  
 15 annually; providing for the termination of certain provisions of this Act; defining a  
 16 certain term; and generally relating to the food ~~stamp~~ supplement program.

17 BY repealing and reenacting, ~~without~~ with amendments,

18 Article – Human Services

19 Section 5–501

20 Annotated Code of Maryland

21 (2007 Volume and 2018 Supplement)

22 BY adding to

23 Article – Human Services

24 Section 5–501.1

25 Annotated Code of Maryland

26 (2007 Volume and 2018 Supplement)

27 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

28 That the Laws of Maryland read as follows:

29 **Article – Human Services**

30 5–501.

31 (a) The Department may implement a food ~~stamp~~ SUPPLEMENT program in  
 32 accordance with the federal ~~Food Stamp Act~~ SUPPLEMENTAL NUTRITION ASSISTANCE  
 33 PROGRAM.

34 (b) The State shall bear the nonfederal portion of the administrative costs of the  
 35 food ~~stamp~~ SUPPLEMENT program for each county.

36 (c) Each local department shall administer the food ~~stamp~~ SUPPLEMENT  
 37 program:

38 (1) under the supervision and control of the Department; and

1 (2) in accordance with the regulations of the Department and federal law.

2 (d) If a household includes an individual who is at least 62 years old and receives  
3 a federally funded benefit in an amount less than \$30 per month under the food ~~stamp~~  
4 SUPPLEMENT program, the State shall provide a supplement to increase the total benefit  
5 to \$30 per month.

6 **5-501.1.**

7 (A) IN THIS SECTION, "CHILD" MEANS AN INDIVIDUAL WHO IS UNDER THE  
8 AGE OF 19 YEARS AT ANY TIME DURING A CALENDAR YEAR.

9 (B) (1) SUBJECT TO SUBSECTIONS (E) AND (F) OF THIS SECTION, IF A  
10 HOUSEHOLD INCLUDES AN INDIVIDUAL WHO RECEIVES A FEDERALLY FUNDED  
11 BENEFIT UNDER THE FOOD ~~STAMP~~ SUPPLEMENT PROGRAM, THE STATE SHALL  
12 PROVIDE MATCHING FUNDS TO A COUNTY TO SUPPLEMENT BENEFITS RECEIVED  
13 UNDER § 5-501 OF THIS SUBTITLE FOR EACH CHILD IN THE HOUSEHOLD ~~IN THE~~  
14 ~~AMOUNT OF:~~

15 (2) FOR EACH CHILD IN THE HOUSEHOLD, THE COMBINED STATE AND  
16 COUNTY SUPPLEMENT UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL EQUAL  
17 AT LEAST:

18 ~~(1)~~ (I) \$30 PER MONTH IN THE MONTHS OF JUNE, JULY, AND  
19 AUGUST; AND

20 ~~(2)~~ (II) \$10 IN THE MONTH OF DECEMBER.

21 (C) (1) A SUPPLEMENT PROVIDED UNDER SUBSECTION (B) OF THIS  
22 SECTION SHALL BE ADDED TO THE HOUSEHOLD FOOD ~~STAMP~~ SUPPLEMENT  
23 PROGRAM BENEFIT ACCOUNT 15 DAYS AFTER THE FEDERALLY FUNDED BENEFIT IS  
24 ADDED TO THE ACCOUNT IN JUNE, JULY, AND AUGUST.

25 (2) A SUPPLEMENT PROVIDED UNDER SUBSECTION (B) OF THIS  
26 SECTION SHALL BE ADDED TO THE HOUSEHOLD FOOD ~~STAMP~~ SUPPLEMENT  
27 PROGRAM BENEFIT ACCOUNT 7 DAYS AFTER THE FEDERALLY FUNDED BENEFIT IS  
28 ADDED TO THE ACCOUNT IN DECEMBER.

29 (D) A HOUSEHOLD MAY NOT RECEIVE MORE THAN ONE SUPPLEMENT PER  
30 CHILD UNDER SUBSECTION (B) OF THIS SECTION.

31 (E) (1) (I) TO RECEIVE FUNDING IN THE FOLLOWING FISCAL YEAR FOR  
32 THE SUPPLEMENTS UNDER SUBSECTION (B) OF THIS SECTION, A COUNTY SHALL  
33 SUBMIT AN APPLICATION TO THE DEPARTMENT ON OR BEFORE DECEMBER 1.

1 (II) THE APPLICATION SHALL INCLUDE THE FOLLOWING  
2 INFORMATION:

3 1. A PROPOSED PLAN TO SUCCESSFULLY IMPLEMENT  
4 DISTRIBUTION OF SUPPLEMENTS AWARDED TO THE COUNTY;

5 2. A PROPOSED PLAN TO ~~MARKET AND~~ COMMUNICATE  
6 THE AVAILABILITY OF FOOD ~~STAMP~~ SUPPLEMENT PROGRAM BENEFITS AND  
7 SUPPLEMENTS TO ELIGIBLE FAMILIES;

8 3. THE PROCESS BY WHICH THE COUNTY WILL  
9 EVALUATE THE IMPACT OF THE SUPPLEMENTS;

10 4. FOOD ~~STAMP~~ SUPPLEMENT PROGRAM  
11 ~~PARTICIPATION~~ ELIGIBILITY AND ENROLLMENT RATES IN THE COUNTY; AND

12 5. CERTIFICATION OF THE MAXIMUM AMOUNT OF LOCAL  
13 SHARE FUNDS AVAILABLE; AND

14 6. ANY OTHER RELEVANT INFORMATION REQUIRED BY  
15 THE DEPARTMENT.

16 (2) (I) ON OR BEFORE JANUARY 15 EACH YEAR, THE DEPARTMENT  
17 SHALL NOTIFY EACH COUNTY THAT SUBMITTED A COMPLETE APPLICATION OF THE  
18 AMOUNT OF FUNDING AVAILABLE IN THE NEXT FISCAL YEAR FOR SUPPLEMENTS  
19 UNDER SUBSECTION (B) OF THIS SECTION.

20 (II) RECEIPT OF AVAILABLE FUNDING UNDER SUBPARAGRAPH  
21 (I) OF THIS PARAGRAPH IS CONTINGENT ON APPROVAL BY THE DEPARTMENT OF A  
22 COUNTY'S FINAL PLAN SUBMITTED IN ACCORDANCE WITH PARAGRAPH (3) OF THIS  
23 SUBSECTION.

24 (3) ON OR BEFORE MARCH 1 EACH YEAR, A COUNTY THAT IS  
25 NOTIFIED OF AVAILABLE FUNDING SHALL SUBMIT A FINAL PLAN TO THE  
26 DEPARTMENT THAT INCLUDES:

27 (I) A ~~MARKETING AND~~ COMMUNICATION PLAN TO INFORM  
28 ELIGIBLE FAMILIES OF THE FOOD ~~STAMP~~ SUPPLEMENT PROGRAM AND THE  
29 SUPPLEMENTS AVAILABLE UNDER THIS SECTION;

30 (II) IF FUNDING IS NOT SUFFICIENT TO PROVIDE A MINIMUM  
31 SUPPLEMENT OF \$100 TO ALL CHILDREN IN THE COUNTY RECEIVING FOOD ~~STAMP~~  
32 SUPPLEMENT PROGRAM BENEFITS IN THE FISCAL YEAR, A DESIGNATION OF WHICH

1 CHILDREN WILL BE ELIGIBLE TO RECEIVE THE SUPPLEMENTS UNDER THIS  
2 SECTION;

3 (III) THE CRITERIA USED TO DETERMINE ELIGIBILITY UNDER  
4 ITEM (II) OF THIS PARAGRAPH; AND

5 (IV) AN EVALUATION PLAN TO MEASURE:

6 1. THE IMPACT OF THE SUPPLEMENTS ON RECIPIENTS;

7 2. FOOD ~~STAMP~~ SUPPLEMENT PROGRAM  
8 PARTICIPATION; AND

9 3. ANY OTHER RELEVANT INFORMATION REQUIRED BY  
10 THE DEPARTMENT.

11 (4) (I) THE DEPARTMENT SHALL REVIEW A FINAL PLAN  
12 SUBMITTED UNDER PARAGRAPH (3) OF THIS SUBSECTION AND APPROVE OR REJECT  
13 THE FINAL PLAN.

14 (II) THE DEPARTMENT SHALL NOTIFY A COUNTY OF ITS  
15 DECISION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH ON OR BEFORE ~~MAY 15~~  
16 APRIL 1.

17 (III) IF THE DEPARTMENT REJECTS A COUNTY'S FINAL PLAN,  
18 THE COUNTY MAY SUBMIT A REVISED FINAL PLAN FOR APPROVAL ON OR BEFORE  
19 APRIL 15.

20 (IV) IF THE DEPARTMENT APPROVES A COUNTY'S FINAL PLAN,  
21 THE DEPARTMENT SHALL CERTIFY THE AMOUNT OF FUNDING THAT WILL BE  
22 PROVIDED ~~TO~~ FOR THE COUNTY IN THE FOLLOWING FISCAL YEAR.

23 (5) EACH COUNTY WITH AN APPROVED FINAL PLAN SHALL BE  
24 AWARDED FUNDING IN ACCORDANCE WITH SUBSECTION (F) OF THIS SECTION.

25 (F) (1) ~~(I) THE GOVERNOR SHALL INCLUDE \$2,000,000 IN THE FISCAL~~  
26 ~~2021 BUDGET FOR THE SUPPLEMENTS UNDER SUBSECTION (B) OF THIS SECTION.~~

27 ~~(II) IN FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER,~~  
28 ~~THE GOVERNOR SHALL INCLUDE AN ADDITIONAL \$500,000 OVER THE PRIOR FISCAL~~  
29 ~~YEAR APPROPRIATION FOR THE SUPPLEMENTS UNDER SUBSECTION (B) OF THIS~~  
30 ~~SECTION~~ THE STATE AND LOCAL SHARES OF FUNDING REQUIRED FOR A COUNTY  
31 WITH AN APPROVED FINAL PLAN SHALL BE EQUAL TO THE STATE AND LOCAL SHARE  
32 PERCENTAGES ESTABLISHED BY THE STATE AND LOCAL COST-SHARE FORMULA

1 FOR THAT COUNTY REQUIRED UNDER § 5-303(D)(3)(I) OF THE EDUCATION  
 2 ARTICLE.

3 (2) ~~IN (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS~~  
 4 ~~PARAGRAPH, IN EACH FISCAL YEAR, THE DEPARTMENT SHALL PROVIDE THE STATE~~  
 5 ~~SHARE OF FUNDS TO FOR EACH COUNTY WITH AN APPROVED FINAL PLAN FOR THE~~  
 6 ~~FISCAL YEAR IN AN AMOUNT EQUAL TO THE PRODUCT OF:~~

7 1. THE TOTAL AMOUNT OF FUNDS APPROPRIATED  
 8 ~~UNDER PARAGRAPH (1) OF THIS SUBSECTION MULTIPLIED BY SUBSECTION (G) OF~~  
 9 ~~THIS SECTION; AND~~

10 2. THE NUMBER OF CHILDREN IN HOUSEHOLDS THAT  
 11 ~~RECEIVE A FEDERAL BENEFIT UNDER THE FOOD STAMP SUPPLEMENT PROGRAM~~  
 12 ~~RECIPIENTS IN THE COUNTY WHO ARE ELIGIBLE FOR A BENEFIT UNDER THIS~~  
 13 ~~SECTION AND THEN, DIVIDED BY THE TOTAL NUMBER OF CHILDREN IN HOUSEHOLDS~~  
 14 ~~THAT RECEIVE A FEDERAL BENEFIT UNDER THE FOOD STAMP SUPPLEMENT~~  
 15 ~~PROGRAM RECIPIENTS IN THE STATE WHO ARE ELIGIBLE FOR A BENEFIT UNDER~~  
 16 ~~THIS SECTION IN ALL COUNTIES WITH AN APPROVED FINAL PLAN.~~

17 (II) THE AMOUNT OF FUNDS PROVIDED TO A COUNTY UNDER  
 18 SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY NOT BE GREATER THAN THE STATE  
 19 SHARE AMOUNT THAT CORRESPONDS TO THE MAXIMUM AVAILABLE LOCAL SHARE  
 20 FUNDS CERTIFIED UNDER SUBSECTION (E)(1)(II)5 OF THIS SECTION.

21 (3) (I) A COUNTY MAY PROVIDE FUNDING IN ADDITION TO THE  
 22 ~~FUNDING PROVIDED REQUIRED~~ UNDER PARAGRAPH ~~(2)~~ (1) OF THIS SUBSECTION TO  
 23 INCREASE THE NUMBER OF SUPPLEMENTS PROVIDED IN THE COUNTY.

24 (II) FUNDING PROVIDED BY A COUNTY UNDER SUBPARAGRAPH  
 25 (I) OF THIS PARAGRAPH MAY NOT AFFECT THE AMOUNT OF FUNDING THE  
 26 DEPARTMENT IS REQUIRED TO PROVIDE UNDER PARAGRAPH (2) OF THIS  
 27 SUBSECTION.

28 (G) EACH YEAR, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET  
 29 BILL AN APPROPRIATION OF AT LEAST \$200,000 FOR THE SUPPLEMENTS UNDER  
 30 SUBSECTION (B) OF THIS SECTION.

31 ~~SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect~~  
 32 ~~October 1, 2019.~~

33 SECTION 2. AND BE IT FURTHER ENACTED, That, if federal funding is  
 34 available, the Department of Human Services, in consultation with the State Department

1 of Education, shall annually apply for a grant from the U.S. Department of Agriculture to  
2 implement a Summer Electronic Benefit Transfer for Children demonstration project.

3 SECTION 3. AND BE IT FURTHER ENACTED, That, on or before October 1 of each  
4 year, the Department of Human Services shall report, in accordance with § 2-1246 of the  
5 State Government Article, to the Senate Budget and Taxation Committee and the House  
6 Appropriations Committee on the status of the Summer Electronic Benefit Transfer for  
7 Children grant application and, if a grant has been awarded, the progress toward  
8 implementing a demonstration project.

9 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
10 1, 2019. Sections 2 and 3 of this Act shall remain effective for a period of 3 years and, at the  
11 end of June 30, 2022, Sections 2 and 3 of this Act, with no further action required by the  
12 General Assembly, shall be abrogated and of no further force and effect.

Approved:

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Governor.

\_\_\_\_\_  
Speaker of the House of Delegates.

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President of the Senate.