

HOUSE BILL 338

O4, O1

9lr1373
CF SB 218

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

A BILL ENTITLED

1 AN ACT concerning

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

4 FOR the purpose of requiring the State to provide a certain supplement for certain
5 individuals in a household that receives certain federally funded benefits; providing
6 for the amount of the supplemental benefit; providing that the supplemental benefit
7 is subject to certain requirements; providing that the supplemental benefit is for
8 each child in the household; requiring the supplemental benefit to be provided in
9 certain months; establishing the manner in which the supplemental benefit is
10 provided; prohibiting a household from receiving more than one supplemental
11 benefit per child; requiring a county to submit a certain application by a certain date
12 to receive funding for the supplemental benefit; requiring the application to include
13 certain information; requiring the Department of Human Services to notify certain
14 counties of certain available funding on or before a certain date each year; providing
15 that receipt of certain funding by a county is contingent on approval of a certain final
16 plan; requiring certain counties to submit a certain final plan to the Department on
17 or before a certain date; requiring the Department to approve or reject a certain final
18 plan and provide notice of the decision on or before a certain date; allowing a county
19 with a rejected final plan to submit a revised final plan for approval; requiring the
20 Department to certify available funding for an approved final plan; specifying the
21 manner in which available funding for the supplemental benefit is apportioned
22 among counties with approved final plans; requiring the Governor to appropriate
23 certain amounts of funding for the supplemental benefits in certain fiscal years;
24 authorizing a county to provide certain additional funding; prohibiting certain

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 required funding from being affected by certain additional funding; defining a certain
2 term; and generally relating to the food stamp program.

3 BY repealing and reenacting, without amendments,
4 Article – Human Services
5 Section 5–501
6 Annotated Code of Maryland
7 (2007 Volume and 2018 Supplement)

8 BY adding to
9 Article – Human Services
10 Section 5–501.1
11 Annotated Code of Maryland
12 (2007 Volume and 2018 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
14 That the Laws of Maryland read as follows:

15 **Article – Human Services**

16 5–501.

17 (a) The Department may implement a food stamp program in accordance with the
18 federal Food Stamp Act.

19 (b) The State shall bear the nonfederal portion of the administrative costs of the
20 food stamp program for each county.

21 (c) Each local department shall administer the food stamp program:

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

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

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

28 **5–501.1.**

29 **(A) IN THIS SECTION, “CHILD” MEANS AN INDIVIDUAL WHO IS UNDER THE**
30 **AGE OF 19 YEARS AT ANY TIME DURING A CALENDAR YEAR.**

31 **(B) SUBJECT TO SUBSECTIONS (E) AND (F) OF THIS SECTION, IF A**
32 **HOUSEHOLD INCLUDES AN INDIVIDUAL WHO RECEIVES A FEDERALLY FUNDED**

1 BENEFIT UNDER THE FOOD STAMP PROGRAM, THE STATE SHALL PROVIDE FUNDS
2 TO A COUNTY TO SUPPLEMENT BENEFITS RECEIVED UNDER § 5-501 OF THIS
3 SUBTITLE FOR EACH CHILD IN THE HOUSEHOLD IN THE AMOUNT OF:

4 (1) \$30 PER MONTH IN THE MONTHS OF JUNE, JULY, AND AUGUST;
5 AND

6 (2) \$10 IN THE MONTH OF DECEMBER.

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

11 (2) A SUPPLEMENT PROVIDED UNDER SUBSECTION (B) OF THIS
12 SECTION SHALL BE ADDED TO THE HOUSEHOLD FOOD STAMP PROGRAM BENEFIT
13 ACCOUNT 7 DAYS AFTER THE FEDERALLY FUNDED BENEFIT IS ADDED TO THE
14 ACCOUNT IN DECEMBER.

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

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

20 (II) THE APPLICATION SHALL INCLUDE THE FOLLOWING
21 INFORMATION:

22 1. A PROPOSED PLAN TO SUCCESSFULLY IMPLEMENT
23 DISTRIBUTION OF SUPPLEMENTS AWARDED TO THE COUNTY;

24 2. A PROPOSED PLAN TO MARKET AND COMMUNICATE
25 THE AVAILABILITY OF FOOD STAMP PROGRAM BENEFITS AND SUPPLEMENTS TO
26 ELIGIBLE FAMILIES;

27 3. THE PROCESS BY WHICH THE COUNTY WILL
28 EVALUATE THE IMPACT OF THE SUPPLEMENTS;

29 4. FOOD STAMP PROGRAM PARTICIPATION RATES IN
30 THE COUNTY; AND

31 5. ANY OTHER RELEVANT INFORMATION REQUIRED BY

1 THE DEPARTMENT.

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

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

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

13 (I) A MARKETING AND COMMUNICATION PLAN TO INFORM
14 ELIGIBLE FAMILIES OF THE FOOD STAMP PROGRAM AND THE SUPPLEMENTS
15 AVAILABLE UNDER THIS SECTION;

16 (II) IF FUNDING IS NOT SUFFICIENT TO PROVIDE A MINIMUM
17 SUPPLEMENT OF \$100 TO ALL CHILDREN IN THE COUNTY RECEIVING FOOD STAMP
18 PROGRAM BENEFITS IN THE FISCAL YEAR, A DESIGNATION OF WHICH CHILDREN
19 WILL BE ELIGIBLE TO RECEIVE THE SUPPLEMENTS UNDER THIS SECTION;

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

22 (IV) AN EVALUATION PLAN TO MEASURE:

- 23 1. THE IMPACT OF THE SUPPLEMENTS ON RECIPIENTS;
24 2. FOOD STAMP PROGRAM PARTICIPATION; AND
25 3. ANY OTHER RELEVANT INFORMATION REQUIRED BY
26 THE DEPARTMENT.

27 (4) (I) THE DEPARTMENT SHALL REVIEW A FINAL PLAN
28 SUBMITTED UNDER PARAGRAPH (3) OF THIS SUBSECTION AND APPROVE OR REJECT
29 THE FINAL PLAN.

30 (II) THE DEPARTMENT SHALL NOTIFY A COUNTY OF ITS
31 DECISION UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH ON OR BEFORE MAY 15.

1 **(III) IF THE DEPARTMENT REJECTS A COUNTY'S FINAL PLAN,**
2 **THE COUNTY MAY SUBMIT A REVISED FINAL PLAN FOR APPROVAL.**

3 **(IV) IF THE DEPARTMENT APPROVES A COUNTY'S FINAL PLAN,**
4 **THE DEPARTMENT SHALL CERTIFY THE AMOUNT OF FUNDING THAT WILL BE**
5 **PROVIDED TO THE COUNTY IN THE FOLLOWING FISCAL YEAR.**

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

8 **(F) (1) (I) THE GOVERNOR SHALL INCLUDE \$2,000,000 IN THE FISCAL**
9 **2021 BUDGET FOR THE SUPPLEMENTS UNDER SUBSECTION (B) OF THIS SECTION.**

10 **(II) IN FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER,**
11 **THE GOVERNOR SHALL INCLUDE AN ADDITIONAL \$500,000 OVER THE PRIOR FISCAL**
12 **YEAR APPROPRIATION FOR THE SUPPLEMENTS UNDER SUBSECTION (B) OF THIS**
13 **SECTION.**

14 **(2) IN EACH FISCAL YEAR, THE DEPARTMENT SHALL PROVIDE FUNDS**
15 **TO EACH COUNTY WITH AN APPROVED FINAL PLAN FOR THE FISCAL YEAR IN AN**
16 **AMOUNT EQUAL TO THE TOTAL AMOUNT OF FUNDS APPROPRIATED UNDER**
17 **PARAGRAPH (1) OF THIS SUBSECTION MULTIPLIED BY THE NUMBER OF FOOD STAMP**
18 **PROGRAM RECIPIENTS IN THE COUNTY WHO ARE ELIGIBLE FOR A BENEFIT UNDER**
19 **THIS SECTION AND THEN DIVIDED BY THE TOTAL NUMBER OF FOOD STAMP**
20 **PROGRAM RECIPIENTS IN THE STATE WHO ARE ELIGIBLE FOR A BENEFIT UNDER**
21 **THIS SECTION.**

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

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

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2019.