

119TH CONGRESS
1ST SESSION

S. 302

To amend the Food and Nutrition Act of 2008 to improve the calculation and reduce the taxpayer cost of payment errors under the supplemental nutrition assistance program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2025

Ms. ERNST (for herself, Mrs. BRITT, and Mr. GRASSLEY) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Food and Nutrition Act of 2008 to improve the calculation and reduce the taxpayer cost of payment errors under the supplemental nutrition assistance program, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Snap Back Inaccurate
5 SNAP Payments Act”.

1 **SEC. 2. QUALITY CONTROL SYSTEM TOLERANCE LEVEL**
 2 **FOR EXCLUDING SMALL ERRORS.**

3 Section 16(c) of the Food and Nutrition Act of 2008
 4 (7 U.S.C. 2025(c)) is amended—

5 (1) in paragraph (1)—

6 (A) in subparagraph (A)(ii)—

7 (i) in subclause (I), by striking “and”
 8 at the end;

9 (ii) in subclause (II)—

10 (I) by inserting “through fiscal
 11 year 2024” after “thereafter”; and

12 (II) by striking the period at the
 13 end and inserting “; and”; and

14 (iii) by adding at the end the fol-
 15 lowing:

16 “(III) for fiscal year 2025 and
 17 each fiscal year thereafter, \$0.”;

18 (B) in subparagraph (C)—

19 (i) in the matter preceding clause (i),
 20 by striking “may” and inserting “shall”;

21 (ii) in clause (ii)(I), by inserting “, as
 22 adjusted under subparagraph (H), if appli-
 23 cable” after “agency”; and

24 (iii) in clause (iii), by striking “10”
 25 and inserting “25”; and

26 (C) by adding at the end the following:

“(H) REDUCTION OF PAYMENT ERROR RATE BASED ON PERCENTAGE OF OVERPAYMENTS RECOUPED.—In determining the liability amount of a State agency under subparagraph (C) for fiscal year 2025 and each fiscal year thereafter, the payment error rate described in clause (ii)(I) of that subparagraph shall be equal to the product obtained by multiplying—

“(i) the payment error rate of the State agency for that fiscal year; and

“(ii) the percentage of the total amount of overpayments of benefits made by the State agency that are not recouped by the State agency under paragraph (9) for that fiscal year.”;

(2) by redesignating paragraph (9) as paragraph (10); and

(3) by inserting after paragraph (8) the following:

“(9) RECOUPMENT OF OVERPAYMENTS.—Each State agency shall seek to recoup any overpayments of benefits made to benefit recipients.”.

○