

118TH CONGRESS
1ST SESSION

S. 1753

To amend the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to allow individuals with drug offenses to receive benefits under the supplemental nutrition assistance program, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 18, 2023

Mr. BOOKER (for himself, Mr. WARNOCK, Mr. PADILLA, Mr. FETTERMAN, Mr. SANDERS, Ms. WARREN, and Ms. SMITH) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to allow individuals with drug offenses to receive benefits 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 “Re-Entry Support
5 Through Opportunities for Resources and Essentials Act
6 of 2023” or the “RESTORE Act of 2023”.

1 **SEC. 2. ASSISTANCE AND BENEFITS FOR CERTAIN DRUG-**
 2 **RELATED CONVICTIONS.**

3 (a) IN GENERAL.—Section 115 of the Personal Re-
 4 sponsibility and Work Opportunity Reconciliation Act of
 5 1996 (21 U.S.C. 862a) is amended—

6 (1) in subsection (a), in the matter preceding
 7 paragraph (1), by striking “for—” and all that fol-
 8 lows through the period at the end of paragraph (2)
 9 and inserting “for assistance under any State pro-
 10 gram funded under part A of title IV of the Social
 11 Security Act (42 U.S.C. 601 et seq.).”;

12 (2) in subsection (b)—

13 (A) by striking paragraph (2);

14 (B) by striking the subsection designation
 15 and heading and all that follows through “The
 16 amount of” in paragraph (1) and inserting the
 17 following:

18 “(b) PROGRAM OF TEMPORARY ASSISTANCE FOR
 19 NEEDY FAMILIES.—The amount of”; and

20 (C) by inserting “(42 U.S.C. 601 et seq.)”
 21 after “Social Security Act”; and

22 (3) by striking subsection (e) and inserting the
 23 following:

24 “(e) DEFINITION OF STATE.—In this section, the
 25 term ‘State’ has the meaning given the term in section
 26 419 of the Social Security Act (42 U.S.C. 619), when re-

1 ferring to assistance provided under a State program
2 funded under part A of title IV of the Social Security Act
3 (42 U.S.C. 601 et seq.).”.

4 (b) EFFECT ON STATE POLICIES.—Any State law,
5 policy, or regulation that imposes conditions on eligibility
6 for the supplemental nutrition assistance program estab-
7 lished under the Food and Nutrition Act of 2008 (7
8 U.S.C. 2011 et seq.) based on an individual having a con-
9 viction for an offense related to a controlled substance
10 shall have no force or effect.

11 (c) MODIFICATION OF DEFINITION OF HOUSEHOLD
12 UNDER SNAP.—Section 3(m)(5) of the Food and Nutri-
13 tion Act of 2008 (7 U.S.C. 2012(m)(5)) is amended by
14 adding at the end the following:

15 “(F) Incarcerated individuals who are
16 scheduled to be released from an institution
17 within 30 days.”.

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