

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 OVERPAY-
MENTS RECOUPED.—In determining the liabil-
ity amount of a State agency under subpara-
graph (C) for fiscal year 2025 and each fiscal
year thereafter, the payment error rate de-
scribed in clause (ii)(I) of that subparagraph
shall be equal to the product obtained by multi-
plying—

“(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 para-
graph (10); and

(3) by inserting after paragraph (8) the fol-
lowing:

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

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