

112TH CONGRESS  
2D SESSION

# S. 3602

To repeal the nutrition entitlement programs and establish a food stamp  
block grant program.

---

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 20, 2012

Mr. INHOFE introduced the following bill; which was read twice and referred  
to the Committee on Agriculture, Nutrition, and Forestry

---

## A BILL

To repeal the nutrition entitlement programs and establish  
a food stamp block grant program.

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 “Food Stamp Restora-  
5       tion Act of 2012”.

6       **SEC. 2. FOOD STAMP BLOCK GRANT PROGRAM.**

7       (a) IN GENERAL.—For each of fiscal years 2014  
8       through 2021, the Secretary of Agriculture (referred to  
9       in this Act as the “Secretary”) shall establish a food  
10       stamp block grant program under which the Secretary

1 shall make annual grants to each participating State that  
2 establishes a food stamp program in the State and submits  
3 to the Secretary annual reports under subsection (d).

4 (b) REQUIREMENTS.—As a requirement of receiving  
5 grants under this section, the Governor of each partici-  
6 pating State shall certify that the State food stamp pro-  
7 gram includes—

8 (1) work requirements;

9 (2) mandatory drug testing;

10 (3) verification of citizenship or proof of lawful  
11 permanent residency of the United States; and

12 (4) limitations on the eligible uses of benefits  
13 that are at least as restrictive as the limitations in  
14 place for the supplemental nutrition assistance pro-  
15 gram established under the Food and Nutrition Act  
16 of 2008 (7 U.S.C. 2011 et seq.) as of May 31, 2012.

17 (c) AMOUNT OF GRANT.—For each fiscal year, the  
18 Secretary shall make a grant to each participating State  
19 in an amount equal to the product of—

20 (1) the amount made available under section 3  
21 for the applicable fiscal year; and

22 (2) the proportion that—

23 (A) the number of legal residents in the  
24 State whose income does not exceed 100 per-  
25 cent of the poverty line (as defined in section

673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2), including any revision required by such section)) applicable to a family of the size involved; bears to

(B) the number of such individuals in all participating States for the applicable fiscal year, based on data for the most recent fiscal year for which data is available.

(d) ANNUAL REPORT REQUIREMENTS.—

(1) IN GENERAL.—Not later than January 1 of each year, each State that receives a grant under this section shall submit to the Secretary a report that shall include, for the year covered by the report—

(A) a description of the structure and design of the food stamp program of the State, including the manner in which residents of the State qualify for the program;

(B) the cost the State incurs to administer the program;

(C) whether the State has established a rainy day fund for the food stamp program of the State; and

(D) general statistics about participation in the food stamp program.

(2) AUDIT.—Each year, the Comptroller General of the United States shall—

(A) conduct an audit on the effectiveness of the nutritional assistance block grant program and the manner in which each participating State is implementing the program; and

(B) not later than June 30, submit to the appropriate committees of Congress a report describing—

(i) the results of the audit; and

(ii) the manner in which the State will carry out the food stamp program in the State, including eligibility and fraud prevention requirements.

(e) USE OF FUNDS.—

(1) IN GENERAL.—A State that receives a grant under this section may use the grant in any manner determined to be appropriate by the State to provide food stamps to the legal residents of the State.

(2) AVAILABILITY OF FUNDS.—Grant funds made available to a State under this section shall—

(A) remain available to the State for a period of 5 years; and

(B) after that period, shall—

- 1 (i) revert to the Federal Government  
 2 to be deposited in the Treasury and used  
 3 for Federal budget deficit reduction; or  
 4 (ii) if there is no Federal budget def-  
 5 icit, be used to reduce the Federal debt in  
 6 such manner as the Secretary of the  
 7 Treasury considers appropriate.

8 **SEC. 3. FUNDING.**

9 (a) AUTHORIZATION OF APPROPRIATIONS.—There is  
 10 authorized to be appropriated to carry out this Act—

- 11 (1) for fiscal year 2014, \$40,000,000,000;  
 12 (2) for fiscal year 2015, \$40,700,000,000;  
 13 (3) for fiscal year 2016, \$41,600,000,000;  
 14 (4) for fiscal year 2017, \$42,400,000,000;  
 15 (5) for fiscal year 2018, \$43,200,000,000;  
 16 (6) for fiscal year 2019, \$44,100,000,000;  
 17 (7) for fiscal year 2020, \$45,000,000,000; and  
 18 (8) for fiscal year 2021, \$45,900,000,000.

19 (b) DISCRETIONARY SPENDING LIMIT ADJUST-  
 20 MENT.—Section 251(c) of the Balanced Budget and  
 21 Emergency Deficit Control Act of 1985 (2 U.S.C. 901(c))  
 22 is amended—

- 23 (1) in paragraph (3), by striking the figure and  
 24 inserting “\$1,106,000,000,000”;

1           (2) in paragraph (4), by striking the figure and  
2           inserting “\$1,126,700,000,000”;

3           (3) in paragraph (5), by striking the figure and  
4           inserting “\$1,148,600,000,000”;

5           (4) in paragraph (6), by striking the figure and  
6           inserting “\$1,173,400,000,000”;

7           (5) in paragraph (7), by striking the figure and  
8           inserting “\$1,199,200,000,000”;

9           (6) in paragraph (8), by striking the figure and  
10          inserting “\$1,226,100,000,000”;

11          (7) in paragraph (9), by striking the figure and  
12          inserting “\$1,253,000,000,000”; and

13          (8) in paragraph (10), by striking the figure  
14          and inserting “\$1,279,900,000,000”.

15          (c) DISCRETIONARY CAP ADJUSTMENT FOR NEW  
16 PROGRAM SPENDING.—Section 251A(2) of the Balanced  
17 Budget and Emergency Deficit Control Act of 1985 (2  
18 U.S.C. 901a(2)) is amended—

19           (1) in subparagraph (B)(ii), by striking the fig-  
20           ure and inserting “\$550,000,000,000”;

21           (2) in subparagraph (C)(ii), by striking the fig-  
22           ure and inserting “\$560,700,000,000”;

23           (3) in subparagraph (D)(ii), by striking the fig-  
24           ure and inserting “\$571,600,000,000”;

1 (4) in subparagraph (E)(ii), by striking the fig-  
 2 ure and inserting “\$583,400,000,000”;

3 (5) in subparagraph (F)(ii), by striking the fig-  
 4 ure and inserting “\$596,200,000,000”;

5 (6) in subparagraph (G)(ii), by striking the fig-  
 6 ure and inserting “\$610,100,000,000”;

7 (7) in subparagraph (H)(ii), by striking the fig-  
 8 ure and inserting “\$623,000,000,000”; and

9 (8) in subparagraph (I)(ii), by striking the fig-  
 10 ure and inserting “\$635,900,000,000”.

11 **SEC. 4. REPEALS.**

12 (a) IN GENERAL.—Effective September 30, 2013, the  
 13 Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.)  
 14 is repealed.

15 (b) REPEAL OF MANDATORY FUNDING.—

16 (1) IN GENERAL.—Notwithstanding any other  
 17 provision of law, effective September 30, 2013, the  
 18 supplemental nutrition assistance program estab-  
 19 lished under the Food and Nutrition Act of 2008 (7  
 20 U.S.C. 2011 et seq.) (as in effect prior to that date)  
 21 shall cease to be a program funded through direct  
 22 spending (as defined in section 250(c) of the Bal-  
 23 anced Budget and Emergency Deficit Control Act of  
 24 1985 (2 U.S.C. 900(c)) prior to the amendment  
 25 made by paragraph (2)).

1           (2) DIRECT SPENDING.—Effective September  
2           30, 2013, section 250(c)(8) of the Balanced Budget  
3           and Emergency Deficit Control Act of 1985 (2  
4           U.S.C. 900(c)(8)) is amended—

5                   (A) in subparagraph (A), by adding “and”  
6           at the end;

7                   (B) in subparagraph (B), by striking “;  
8           and” at the end and inserting a period; and

9                   (C) by striking subparagraph (C).

10          (3) ENTITLEMENT AUTHORITY.—Effective Sep-  
11          tember 30, 2013, section 3(9) of the Congressional  
12          Budget and Impoundment Control Act of 1974 (2  
13          U.S.C. 622(9)) is amended—

14                  (A) by striking “means—” and all that fol-  
15          lows through “the authority to make” and in-  
16          serting “means the authority to make”;

17                  (B) by striking “; and” and inserting a pe-  
18          riod; and

19                  (C) by striking subparagraph (B).

20          (4) OTHER DIRECT SPENDING.—Effective Sep-  
21          tember 30, 2013, section 1026(5) of the Congres-  
22          sional Budget and Impoundment Control Act of  
23          1974 (2 U.S.C. 691e(5)) is amended—

24                  (A) in subparagraph (A), by adding “and”  
25          at the end;

1 (B) in subparagraph (B), by striking “;  
2 and” at the end and inserting a period; and  
3 (C) by striking subparagraph (C).

4 (c) RELATIONSHIP TO OTHER LAW.—Any reference  
5 in this Act, an amendment made by this Act, or any other  
6 Act to the supplemental nutrition assistance program shall  
7 be considered to be a reference to the food stamp block  
8 grant program under this Act.

9 **SEC. 5. BASELINE.**

10 Notwithstanding section 257 of the Balanced Budget  
11 and Emergency Deficit Control Act of 1985 (2 U.S.C.  
12 907), the baseline shall assume that, on and after Sep-  
13 tember 30, 2013, no benefits shall be provided under the  
14 supplemental nutrition assistance program established  
15 under the Food and Nutrition Act of 2008 (7 U.S.C. 2011  
16 et seq.) (as in effect prior to that date).

○