

10965

I N A S S E M B L Y

May 5, 2010

Introduced by M. of A. BALL -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to prohibiting the purchase of food items which are not nutritional with food stamp program coupons or other access devices relating thereto

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Short title. This act shall be known and be cited as the
2 "snap back into shape act".
3 S 2. Subdivision 7 of section 95 of the social services law, as added
4 by chapter 452 of the laws of 1986, is amended to read as follows:
5 7. When an eligible recipient under this section is issued an authori-
6 zation to participate in the food stamp program by written or electronic
7 means, such authorization to participate may be redeemed for food stamp
8 program coupons at designated redemption centers by the recipient or by
9 an authorized representative. When an eligible recipient under this
10 section is issued food stamp program coupons OR OTHER ACCESS DEVICES
11 THEREFOR, such food stamp program coupons OR ACCESS DEVICES may be used
12 to purchase food items from a food distributor by the recipient or by an
13 authorized representative. Any other transfer or sale of authorizations
14 to participate or food stamp program coupons OR OTHER ACCESS DEVICES
15 THEREFOR shall constitute an unauthorized use of said authorizations
16 [or], coupons OR DEVICES. FURTHERMORE, ANY PURCHASE OF FOOD ITEMS WHICH
17 ARE NOT NUTRITIONAL SHALL CONSTITUTE AN UNAUTHORIZED USE OF SUCH COUPONS
18 OR DEVICES. FOR THE PURPOSES OF THIS SUBDIVISION A FOOD ITEM SHALL BE
19 DEEMED TO BE "NOT NUTRITIONAL" IF IT: (A) HAS FOUR HUNDRED MILLIGRAMS OR
20 MORE OF SALT PER SERVING OF THE FOOD ITEM, OR (B) HAS THIRTY-SEVEN AND
21 ONE-HALF GRAMS OR MORE OF SUGAR PER ONE HUNDRED GRAM SERVING OF THE FOOD
22 ITEM. For the purposes of this subdivision, "authorized representative"
23 shall be defined in regulations promulgated by the commissioner.
24 S 3. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [] is old law to be omitted.

LBD16117-01-0