

# STATE OF NEW YORK

8247--A

## IN SENATE

April 27, 2020

Introduced by Sens. KAMINSKY, ADDABBO, BOYLE, FELDER, GAUGHRAN, GOUNARDES, HOYLMAN, KAPLAN, KENNEDY, LITTLE, MAY, ORTT, PARKER, PERSAUD, SEPULVEDA, THOMAS -- read twice and ordered printed, and when printed to be committed to the Committee on Social Services -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the social services law, in relation to using supplemental nutrition assistance program benefits to purchase online groceries and to the state supplemental nutrition assistance program outreach program

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (b) of subdivision 1 of section 95 of the social  
2 services law is relettered paragraph (c) and a new paragraph (b) is  
3 added to read as follows:

4 (b) The office shall promptly seek necessary federal approval needed  
5 to enter into an agreement with all grocery retailers prepared to offer  
6 SNAP online purchasing or subsequently available programs in order to  
7 maximize availability of online fresh food purchasing options throughout  
8 the state. Within one hundred eighty days after the effective date of  
9 this paragraph, the office shall develop a plan to maximize SNAP online  
10 purchasing options in the state. The office shall periodically review  
11 and revise the plan. The plan, and any updates of such plan, shall be  
12 submitted to the governor, the speaker of the assembly, and the tempo-  
13 rary president of the senate. The office shall continue to seek all  
14 necessary waivers from the United States department of agriculture, food  
15 and nutrition service, to the extent necessary for the office to carry  
16 out the plan, pursuant to federal law and regulations.

17 § 2. Subparagraph (i) of paragraph a of subdivision 7 of section 95 of  
18 the social services law, as separately amended by chapter 41 and section  
19 3 of part A of chapter 57 of the laws of 2012, is amended to read as  
20 follows:

21 (i) May be redeemed for SNAP benefits at designated redemption centers  
22 by the recipient or by an authorized representative. When an eligible

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

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1 recipient under this section is issued SNAP benefits, such SNAP benefits  
2 may be used to purchase food items from a food distributor by the recip-  
3 ient or by an authorized representative. Recipients shall be able to  
4 use SNAP benefits to purchase groceries from eligible online grocery  
5 retailers and to have groceries delivered pursuant to federal laws and  
6 regulations. Any other transfer or sale of authorizations to participate  
7 or SNAP benefits shall constitute an unauthorized use of said authori-  
8 zations or benefits;

9 § 3. Section 95-a of the social services law, as added by chapter 546  
10 of the laws of 1978, is amended to read as follows:

11 § 95-a. State [~~food-stamp~~] supplemental nutrition assistance program  
12 outreach program. 1. In accordance with federal requirements and to  
13 the extent that federal matching funds are available, the department  
14 shall develop and implement an outreach plan to inform low-income house-  
15 holds potentially eligible to receive [~~food-stamps~~] supplemental nutri-  
16 tion assistance program benefits of the availability and benefits of the  
17 program, including information on the federal SNAP Online Purchasing  
18 Pilot program or subsequent programs, and to encourage the participation  
19 of eligible households that wish to participate.

20 2. In developing and implementing such a plan the department and/or  
21 its local districts are authorized and empowered, subject to the  
22 approval of the director of the budget and provided that federal aid is  
23 available therefor, to enter into contractual agreements with public  
24 and/or private organizations to develop and implement local, regional,  
25 and statewide outreach programs.

26 3. Each commissioner of social services shall develop and submit to  
27 the department on an annual basis for its approval, a local outreach  
28 plan governing the use of local social services personnel and services  
29 provided by federally funded and other agencies and organizations to  
30 inform potentially eligible households of the availability and benefits  
31 of the program and to encourage and facilitate the participation of  
32 eligible households. The department shall provide commissioners of  
33 social services with technical assistance as needed to carry out the  
34 provisions of this subdivision.

35 4. As part of each local outreach plan, social services officials  
36 shall take all steps necessary to maintain a supply of information leaf-  
37 lets in public buildings, including but not limited to local unemploy-  
38 ment insurance and employment services offices of the department of  
39 labor, institutions and facilities under the supervision or control of  
40 the department of health, food stores, union halls, community centers  
41 and local agencies providing services to the elderly to help insure that  
42 eligible persons are informed of the [~~food-stamp~~] supplemental nutrition  
43 assistance program.

44 5. The department shall periodically distribute to all newspapers, and  
45 to television and radio stations throughout the state, public service  
46 announcements describing the [~~food-stamp~~] supplemental nutrition assist-  
47 ance program, including the toll-free telephone numbers for [~~food-stamp~~]  
48 supplemental nutrition assistance program information, and shall prompt-  
49 ly inform such media of significant changes in the program affecting  
50 eligibility requirements and/or the amount of the [~~food-stamp~~] supple-  
51 mental nutrition assistance program bonus.

52 6. The department shall establish procedures in cooperation with the  
53 industrial commissioner of the department of labor to ensure that infor-  
54 mational leaflets about the [~~food-stamp~~] supplemental nutrition assist-  
55 ance program are sent to each local employment services office for  
56 distribution pursuant to section five hundred [~~and~~] forty of the labor

1 law. Each leaflet shall include but not be limited to: the phone number  
2 for the New York State [~~food-stamp~~] supplemental nutrition assistance  
3 hotline, estimated maximum income eligibility levels by household size  
4 for participation in the [~~food-stamp~~] supplemental nutrition assistance  
5 program and the availability of local social services departments to  
6 provide additional information about the program.

7 7. In accordance with applicable federal laws, rules and regulations  
8 the department shall make available appropriate bilingual materials so  
9 that potentially eligible non English speaking individuals may be  
10 informed about the [~~food-stamp~~] supplemental nutrition assistance  
11 program.

12 8. The department shall promulgate rules and regulations, and take  
13 all other actions necessary for the effective implementation of this  
14 section.

15 § 4. This act shall take effect immediately.