

Amendment offered by Congresswoman Jahana Hayes

Amendment description

The amendment would set out a process for transitioning Puerto Rico from the Nutrition Assistance Program (NAP) to the Supplemental Nutrition Assistance Program (SNAP).

AMENDMENT TO H.R.

OFFERED BY Mrs. Hayes

At the end of subtitle A of title IV, add the following
(and make such technical and conforming changes as
may be appropriate):

1 **SEC. 4114. PUERTO RICO NUTRITION ASSISTANCE FAIR-**
2 **NESS.**

3 (a) **DEFINITIONS.**—Section 3 of the Food and Nutri-
4 tion Act of 2008 (7 U.S.C. 2012) is amended—

5 (1) in subsection (r) by inserting “Puerto
6 Rico,” after “Guam,” and

7 (2) in subsection (u)(2) by inserting “, Puerto
8 Rico,” after “Hawaii”.

9 (b) **ELIGIBLE HOUSEHOLDS.**—Section 5 of the Food
10 and Nutrition Act of 2008 (7 U.S.C. 2014) is amended—

11 (1) in subsection (b) by inserting “Puerto
12 Rico,” after “Guam,”

13 (2) in subsection (c)(1) by striking “and
14 Guam” and inserting “Guam, and Puerto Rico”,
15 and

16 (3) in subsection (e)—

1 (A) in paragraph (1)(A) by inserting
2 “Puerto Rico,” after “Hawaii,” each place it
3 appears, and

4 (B) in paragraph (6)(B) by inserting
5 “Puerto Rico,” after “Guam,”.

6 (c) SUBMISSION OF PLAN OF OPERATION; TECH-
7 NICAL ASSISTANCE; DETERMINATION AND CERTIFI-
8 CATION BY SECRETARY OF AGRICULTURE.—

9 (1) SUBMISSION OF PLAN OF OPERATION.—On
10 designating an agency of the kind described in sec-
11 tion 3(s)(1) of the Food and Nutrition Act of 2008
12 (7 U.S.C. 2012(s)(1)), the Commonwealth of Puerto
13 Rico shall have 180 days to submit to the Secretary
14 of Agriculture (in this Act referred to as the “Sec-
15 retary”) its plan of operation, including a plan to
16 transition to the supplemental nutrition assistance
17 program under section 4(a) of such Act (7 U.S.C.
18 2013(a)) as a request to participate in the supple-
19 mental nutrition assistance program under such Act.

20 (2) TECHNICAL ASSISTANCE.—Within the 180-
21 day period specified in subsection (a) and upon re-
22 quest from the Commonwealth of Puerto Rico, the
23 Secretary shall provide appropriate training and
24 technical assistance to enable the Commonwealth of

1 Puerto Rico to formulate a plan of operation de-
2 scribed in subsection (a).

3 (3) DETERMINATION BY THE SECRETARY OF
4 AGRICULTURE.—Not later than 180 days after re-
5 ceiving a plan of operation described in subsection
6 (a), the Secretary shall approve if such plan satisfies
7 the requirements for a supplemental nutrition assist-
8 ance program State plan in accordance with sub-
9 sections (d) and (e) of section 11 of the Food and
10 Nutrition Act of 2008 (7 U.S.C. 2020). If the Sec-
11 retary does not approve such plan, the Secretary
12 shall provide, not later than 30 days after dis-
13 approval, a statement that specifies each of the re-
14 quirements that were not satisfied by such plan.

15 (4) CERTIFICATION BY THE SECRETARY OF AG-
16 RICULTURE.—If the Secretary approves the plan
17 submitted by the Commonwealth of Puerto Rico
18 under subsection (a), the Secretary shall submit to
19 the Congress, not later than 90 days thereafter, a
20 certification that the Commonwealth of Puerto Rico
21 qualifies to participate in the supplemental nutrition
22 assistance program as a State as defined in section
23 3(r) of the Food and Nutrition Act of 2008 (7
24 U.S.C. 2012(r)).

1 (d) TRANSITION FROM THE CONSOLIDATED BLOCK
2 GRANT FOR PUERTO RICO.—

3 (1) COVERED PERIOD.—The Secretary may
4 continue to implement the then most recent ap-
5 proved consolidated block grant specified in section
6 19(b)(1)(A) of the Food and Nutrition Act of 2008
7 (7 U.S.C. 2028(b)(1)(A)) for an implementation pe-
8 riod ending 5 years after the effective date of the
9 amendments made by this Act, or on the date the
10 Secretary determines that the Commonwealth of
11 Puerto Rico no longer needs to operate the consoli-
12 dated block grant to complete the transition de-
13 scribed in section 3(a), whichever occurs first.

14 (2) REPORT.—For each year a plan is contin-
15 ued under subsection (a), the Secretary shall submit
16 to the Congress an annual report on the operation
17 of such plan. The Secretary shall include in such re-
18 port information related to increases in funding that
19 are required to accommodate the transition of the
20 Commonwealth of Puerto Rico from the receipt of
21 block grant payments to the implementation of sup-
22 plemental nutrition assistance program.

23 (e) CONSOLIDATED BLOCK GRANT FOR PUERTO
24 RICO AND AMERICAN SAMOA.—Section 19 of the Food
25 and Nutrition Act of 2008 (7 U.S.C. 2028) is amended—

1 (1) in subsection (a)—

2 (A) in paragraph (1)(A) by inserting “until
3 the end of the period described in section
4 4114(d)(1) of the Farm, Food, and National
5 Security Act of 2026,” after “(A)”,

6 (B) in paragraph (2)—

7 (i) in subparagraph (A)—

8 (I) in clause (i) by striking
9 “and” at the end, and

10 (II) in clause (ii)—

11 (aa) by inserting “, and end-
12 ing at the end of the period de-
13 scribed in section 4114(d)(1) of
14 the Farm, Food, and National
15 Security Act of 2026” after
16 “thereafter”,

17 (bb) by striking the period
18 at the end and inserting “; and”,
19 and

20 (cc) by adding at the end
21 the following:

22 “(iii) subject to the availability of ap-
23 propriations under section 18(a), for each
24 fiscal year beginning after the end of the
25 period described in section 4114(d)(1) of

1 the Farm, Food, and National Security
2 Act of 2026, 0.4 percent of the aggregate
3 amount specified in clause (i) and adjusted
4 under clause (ii), as further adjusted by
5 the percentage by which the thrifty food
6 plan has been adjusted under section
7 3(u)(4) between June 30 of the penul-
8 timate fiscal year preceding such effective
9 date and June 30 of the fiscal year for
10 which the adjustment is made under this
11 clause.”,

12 (ii) in subparagraph (B)(i) by insert-
13 ing “ending at the end of the period de-
14 scribed in section 4114(d)(1) of the Farm,
15 Food, and National Security Act of 2026”
16 after “thereafter”, and

17 (iii) in subparagraph (C)—

18 (I) by striking “For” and insert-
19 ing the following:

20 “(i) For”,

21 (II) by inserting “ending at the
22 end of the period described in section
23 4114(d)(1) of the Farm, Food, and
24 National Security Act of 2026” after
25 “thereafter”, and

1 (III) by adding at the end, the
2 following:

3 “(ii) For each fiscal year beginning
4 after the end of the period described in
5 section 4114(d)(1) of the Farm, Food, and
6 National Security Act of 2026, the Sec-
7 retary shall use 100 percent of the funds
8 made available under subparagraph (A) for
9 payment to American Samoa to pay 100
10 percent of the expenditures by American
11 Samoa for a nutrition assistance program
12 extended under section 601(c) of Public
13 Law 96–597 (48 U.S.C. 1469d(e)).”, and
14 (C) in paragraph (3) by striking “year,”
15 and inserting “year ending at the end of the pe-
16 riod described in section 4114(d)(1) of the
17 Farm, Food, and National Security Act of
18 2026, and” after “year”, and
19 (2) in subsection (b)(1)(A) by inserting “and
20 ending at the end of the period described in section
21 4114(d)(1) of the Farm, Food, and National Secu-
22 rity Act of 2026” after “year” the first place it ap-
23 pears.

24 (f) AUTHORIZATION OF APPROPRIATIONS.—There
25 are authorized to be appropriated to carry out this Act

1 such sums as may be necessary until the end of the period
2 described in section subsection (d)(1).

3 (g) EFFECTIVE DATES.—

4 (1) IN GENERAL.—Except as provided in sub-
5 section (b), this section shall take effect on the date
6 of the enactment of this Act.

7 (2) EFFECTIVE DATE OF AMENDMENTS.—The
8 amendments made by this section shall take effect
9 on the date that is 10 years after the date of the
10 enactment of this Act.

