

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.

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## 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

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## 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:

1           “(H) REDUCTION OF PAYMENT ERROR  
 2           RATE BASED ON PERCENTAGE OF OVERPAY-  
 3           MENTS RECOUPED.—In determining the liabil-  
 4           ity amount of a State agency under subpara-  
 5           graph (C) for fiscal year 2025 and each fiscal  
 6           year thereafter, the payment error rate de-  
 7           scribed in clause (ii)(I) of that subparagraph  
 8           shall be equal to the product obtained by multi-  
 9           plying—

10                   “(i) the payment error rate of the  
 11                   State agency for that fiscal year; and

12                   “(ii) the percentage of the total  
 13                   amount of overpayments of benefits made  
 14                   by the State agency that are not recouped  
 15                   by the State agency under paragraph (9)  
 16                   for that fiscal year.”;

17           (2) by redesignating paragraph (9) as para-  
 18           graph (10); and

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

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

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