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United States Department of Agriculture

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Food and
Nutrition
Service

Park Office
Center

3101 Park
Center Drive
Alexandria
VA 22302

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SUBJECT: Supplemental Nutrition Assistance Program (SNAP) -
Implementation of Section 4032 Agricultural Act of 2014

TO: Regional Administrators
Food and Nutrition Service

As you know, SNAP was reauthorized as part of the Agricultural Act of 2014 (the Act), P.L.113-79, enacted February 7, 2014. Section 4032 of the Act contains a reporting requirement that affects SNAP administration.

This memorandum is to inform you of a revision to the SNAP Provisions of the Agricultural Act of 2014 Implementing Memorandum dated March 21, 2014. The memorandum listed Section 4032 of the Agricultural Act of 2014 under Section "B. *Provisions that are not to be implemented until Federal rulemaking occurs.*" After further review, the Food and Nutrition Service (FNS) has determined that Section 4032 of the Agricultural Act of 2014 will be implemented without any additional rulemaking. This memorandum describes Section 4032 of the Act, entitled "Annual State Report on Verification of SNAP Participation" and the implementation action required for this provision.

On August 13, 2012, FNS published a final rule to revise SNAP regulations in 7 CFR parts 272 and 273 regarding computer matching requirements for the Social Security Administration (SSA) Death Master File and the electronic Disqualified Recipient System (eDRS).

Section 4032(a) of the Act provides that States have no later than 1 year after a date specified by the Secretary, and annually thereafter, to:

"submit to the Secretary a report containing sufficient information for the Secretary to determine whether the State agency has, for the most recently concluded fiscal year preceding that annual date, verified that the State agency in that fiscal year-

- (1) did not issue benefits to a deceased individual; and
- (2) did not issue benefits to an individual who had been permanently disqualified from receiving benefits."

In order to meet the reporting requirements specified in Section 4032 of the Act, States must confirm via email to their FNS Regional SNAP Program Director that in

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the immediately preceding fiscal year, they had the appropriate systems in place to meet the requirements of regulations at 7 CFR 272.14 and 273.16(i)(4) and that they conducted the matches required by these regulations.

States must submit their Section 4032 reports to the FNS Regional SNAP Director by March 31, 2016, and annually thereafter by March 31.

Should a State agency fail to comply, the Secretary shall impose a penalty that includes a reduction of up to 50 percent of the amount that would be otherwise payable to the State agency with respect to that fiscal year.

Please contact Ron Ward at Ronald.Ward@fns.usda.gov or at 703-305-2523 if you have any questions.

Associate Administrator
Supplemental Nutrition Assistance Program

Privacy Act Statement

Authority: Agricultural Act of 2014 (the Act), P.L.113-79, enacted February 7, 2014. Section 4032 of the Act contains a reporting requirement that affects SNAP administration for Annual State Report on Verification of SNAP Participation matching.

Purpose: The Annual State Report of Verification is collected primarily for use by the Food and Nutrition Service in the administration and verification of the Supplemental Nutrition Assistance Program SNAP participants to ensure that no person who is deceased, or has been permanently disqualified from SNAP, improperly received SNAP benefits for the fiscal year preceding the report submission.

Routine Use: Information may be disclosed for any of the routine uses listed in the published System of Record notice <https://www.federalregister.gov/documents/2010/12/27/2010-32457/privacy-act-revision-of-privacy-act-systems-of-records#p-30>

Disclosure: Furnishing the information is mandatory; failure to do so will result in non-compliance with Federal statute.