

# HB0403S03 compared with HB0403S02

~~{Omitted text}~~ shows text that was in HB0403S02 but was omitted in HB0403S03  
inserted text shows text that was not in HB0403S02 but was inserted into HB0403S03

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## SNAP Funds Amendments

2025 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kristen Chevrier**

Senate Sponsor:Brady Brammer

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### LONG TITLE

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#### General Description:

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This bill enacts provisions related to the Supplement Nutrition Assistance Program.

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#### Highlighted Provisions:

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This bill:

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- enacts provisions related to Supplement Nutrition Assistance Program (SNAP);

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- requires the Department of Workforce Services (department) to request a waiver from the federal government regarding the use of SNAP benefits for certain foods;

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- requires the department to:

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- submit the waiver before July 1, 2025;

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- implement the waiver within a certain period of time upon approval of the waiver; and

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- if the waiver is denied, reapply until a waiver is approved; and

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- has reporting requirements.

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#### Money Appropriated in this Bill:

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None

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#### Other Special Clauses:

HB0403S02

## HB0403S02 compared with HB0403S03

None

ENACTS:

**35A-17-101** , Utah Code Annotated 1953 , Utah Code Annotated 1953

**35A-17-102** , Utah Code Annotated 1953 , Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **1** is enacted to read:

### **Part 1. SNAP Benefits Waiver**

#### **35A-17-101. Definitions.**

As used in this section:

(1) "SNAP" means the federal Supplemental Nutrition Assistance Program, 7 U.S.C. Chapter 51.

(2) "SNAP benefit" means a financial benefit, coupon, or privilege available under SNAP.

(3)

(a) "Soft drink" means a nonalcoholic beverage that is made with carbonated water and that is flavored and sweetened with sugar or artificial sweeteners.

(b) "Soft drink" does not include a beverage that contains milk, milk products, soy, rice, or other milk substitutes, or that is greater than 50% vegetable or fruit juice by volume.

Section 2. Section **2** is enacted to read:

#### **35A-17-102. SNAP waiver request -- Requirements -- Reporting.**

(1)

(a) ~~{The}~~ **On or before July 1, 2025, the** department shall submit a request for a federal waiver to the United States Department of Agriculture, Food and Nutrition Service, to authorize the department to prohibit the use of SNAP benefits for the purchase of soft drinks.

(b) The waiver request described in Subsection (1)(a) shall include:

(i) justification for the waiver, including:

(A) public health concerns;

(B) SNAP's statutory intent; and

(C) cost savings to taxpayers;

(ii) an implementation plan to ensure that existing point-of-sale systems used by Utah retailers are able to enforce the waiver restrictions;

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(iii) a strategy for education and outreach to inform SNAP recipients of alternative healthy food options; and

51 (iv) a mechanism to track the impact of the waiver restrictions on SNAP recipients, including:

53 (A) spending patterns; and

54 (B) health outcomes.

55 (2)

(a) If the waiver under Subsection (1) is approved by Food and Nutrition Services, the department shall implement the SNAP benefits restriction under Subsection (1) no later than six months after the {date} day on which the waiver is granted.

58 (b) If the waiver under Subsection (1) is denied, the department shall:

59 (i) resubmit the request for a waiver no later than three months after the {date} day on which the waiver is denied; and

61 (ii) resubmit the request annually until a waiver approval is granted.

62 (3)

(a) On or before November 1 of each year, the department shall provide a written report to the Economic Development and Workforce Services Interim Committee detailing:

65 (i) the status of the waiver request;

66 (ii) data on SNAP spending patterns in Utah;

67 (iii) any identified challenges with SNAP; and

68 (iv) any recommendations for further policy action.

69 (b) The report described in Subsection (3)(a) shall be included in the department's annual report in accordance with Section 35A-1-109.

73 Section 3. **Effective date.**

This bill takes effect on May 7, 2025.

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