

**AMENDMENT TO H.R. 3746**

**OFFERED BY MRS. BOEBERT OF COLORADO**

Strike titles I and II of division C and insert the following (and redesignate the succeeding title accordingly):

1 **TITLE I—TEMPORARY ASSIST-**  
2 **ANCE TO NEEDY FAMILIES**

3 **SEC. 301. RECALIBRATION OF THE CASELOAD REDUCTION**  
4 **CREDIT.**

5 Section 407(b)(3) of the Social Security Act (42  
6 U.S.C. 607(b)(3)) is amended in each of subparagraphs  
7 (A)(ii) and (B), by striking “2005” and inserting “2022”.

8 **SEC. 302. ELIMINATING EXCESS MAINTENANCE OF EFFORT**  
9 **SPENDING IN DETERMINING CASELOAD RE-**  
10 **DUCTION CREDIT.**

11 Section 407(b)(3) of the Social Security Act (42  
12 U.S.C. 607(b)(3)) is amended by adding at the end the  
13 following:

14 “(C) EXCLUSION OF CERTAIN CASES.—  
15 The Secretary shall determine the minimum  
16 participation rate of a State for a fiscal year  
17 under this subsection without regard to cases  
18 that are funded by an amount expended in ex-  
19 cess of the applicable percentage of the historic

1 expenditures (as defined in section  
2 409(a)(7)(B)(ii)) of the State for the fiscal  
3 year.”.

4 **SEC. 303. ELIMINATION OF SMALL CHECKS SCHEME.**

5 Section 407(b) of the Social Security Act (42 U.S.C.  
6 607(b)) is amended by adding at the end the following:

7 “(6) SPECIAL RULE REGARDING CALCULATION  
8 OF THE MINIMUM PARTICIPATION RATE.—The Sec-  
9 retary shall determine participation rates under this  
10 section without regard to any individual engaged in  
11 work who is described in section 408(a)(2), who is  
12 not in compliance with section 408(a)(3), or with re-  
13 spect to whom the assessment required by section  
14 408(b)(1) has not been made.”.

15 **SEC. 304. REPORTING OF WORK OUTCOMES.**

16 Section 411 of the Social Security Act (42 U.S.C.  
17 611) is amended by adding at the end the following:

18 “(e) REPORTING PERFORMANCE INDICATORS.—

19 “(1) IN GENERAL.—Each State, in consultation  
20 with the Secretary, shall collect and submit to the  
21 Secretary the information necessary for each indi-  
22 cator described in paragraph (2), for fiscal year  
23 2025 and each fiscal year thereafter.

1           “(2) INDICATORS OF PERFORMANCE.—The in-  
2           dicators described in this paragraph for a fiscal year  
3           are the following:

4                   “(A) The percentage of individuals who  
5                   were work-eligible individuals as of the time of  
6                   exit from the program, who are in unsubsidized  
7                   employment during the second quarter after the  
8                   exit.

9                   “(B) The percentage of individuals who  
10                  were work-eligible individuals who were in un-  
11                  subsidized employment in the second quarter  
12                  after the exit, who are also in unsubsidized em-  
13                  ployment during the fourth quarter after the  
14                  exit.

15                  “(C) The median earnings of individuals  
16                  who were work-eligible individuals as of the  
17                  time of exit from the program, who are in un-  
18                  subsidized employment during the second quar-  
19                  ter after the exit.

20                  “(D) The percentage of individuals who  
21                  have not attained 24 years of age, are attending  
22                  high school or enrolled in an equivalency pro-  
23                  gram, and are work-eligible individuals or were  
24                  work-eligible individuals as of the time of exit  
25                  from the program, who obtain a high school de-

1           gree or its recognized equivalent while receiving  
2           assistance under the State program funded  
3           under this part or within 1 year after the exit.

4           “(3) DEFINITION OF EXIT.—In paragraph (2),  
5           the term ‘exit’ means, with respect to a State pro-  
6           gram funded under this part, ceases to receive as-  
7           sistance under the program funded by this part.

8           “(4) REGULATIONS.—In order to ensure na-  
9           tionwide comparability of data, the Secretary, after  
10          consultation with the Secretary of Labor and with  
11          States, shall issue regulations governing the report-  
12          ing of performance indicators under this sub-  
13          section.”.

14 **SEC. 305. EFFECTIVE DATE.**

15          The amendments made by this title shall take effect  
16          on October 1, 2024.

17           **TITLE II—SNAP EXEMPTIONS**

18 **SEC. 311. AGE-RELATED EXEMPTION FROM WORK RE-**

19                   **QUIREMENT TO RECEIVE SNAP.**

20          Section 6(o)(3)(A) of the Food and Nutrition Act of  
21          2008 (7 U.S.C. 2015(6)(o)(3)(A)) is amended by striking  
22          “50” and inserting “56”.

1 **SEC. 312. RULE OF CONSTRUCTION FOR EXEMPTION AD-**  
2 **JUSTMENT.**

3 Section 6(o)(6) of the Food and Nutrition Act of  
4 2008 (7 U.S.C. 2015(6)(o)(6)) is amended by adding at  
5 end the following:

6 “(I) RULE OF CONSTRUCTION FOR EXEMP-  
7 TION ADJUSTMENT.—During fiscal year 2024  
8 and each subsequent fiscal year, nothing in this  
9 paragraph shall be interpreted to allow a State  
10 agency to accumulate unused exemptions to be  
11 provided beyond the subsequent fiscal year.”.

12 **SEC. 313. SUPPLEMENTAL NUTRITION ASSISTANCE PRO-**  
13 **GRAM UNDER THE FOOD AND NUTRITION**  
14 **ACT OF 2008.**

15 Section 2 of the Food and Nutrition Act of 2008 (7  
16 U.S.C. 2011) is amended by adding at end the following:  
17 “That program includes as a purpose to assist low-income  
18 adults in obtaining employment and increasing their earn-  
19 ings. Such employment and earnings, along with program  
20 benefits, will permit low-income households to obtain a  
21 more nutritious diet through normal channels of trade by  
22 increasing food purchasing power for all eligible house-  
23 holds who apply for participation.”.

1 **TITLE III—COMMUNITY ENGAGE-**  
2 **MENT REQUIREMENT FOR AP-**  
3 **PLICABLE INDIVIDUALS**

4 **SEC. 321. COMMUNITY ENGAGEMENT REQUIREMENT FOR**  
5 **APPLICABLE INDIVIDUALS.**

6 (a) IN GENERAL.—Section 1903(i) of the Social Se-  
7 curity Act (42 U.S.C. 1396b(i)) is amended—

8 (1) in paragraph (26), by striking “; or” and  
9 inserting a semicolon;

10 (2) in paragraph (27), by striking the period at  
11 the end and inserting “; or”;

12 (3) by inserting after paragraph (27) the fol-  
13 lowing new paragraph:

14 “(28) with respect to any amount expended for  
15 medical assistance for an applicable individual for a  
16 month in a calendar year if such individual did not  
17 meet the community engagement requirement under  
18 section 1905(jj) for 3 or more preceding months  
19 during such calendar year while such individual was  
20 an applicable individual and was enrolled in a State  
21 plan (or waiver of such plan) under this title.”; and

22 (4) in the flush left matter at the end, by strik-  
23 ing “and (18),” and inserting “(18), and (28)”.

24 (b) COMMUNITY ENGAGEMENT REQUIREMENT.—  
25 Section 1905 of the Social Security Act (42 U.S.C. 1396d)

1 is amended by adding at the end the following new sub-  
2 section:

3 “(jj) COMMUNITY ENGAGEMENT REQUIREMENT FOR  
4 APPLICABLE INDIVIDUALS.—

5 “(1) COMMUNITY ENGAGEMENT REQUIREMENT  
6 DESCRIBED.—For purposes of section 1903(i)(28),  
7 the community engagement requirement described in  
8 this subsection with respect to an applicable indi-  
9 vidual and a month is that such individual satisfies  
10 at least one of the following with respect to such  
11 month:

12 “(A) The individual works 80 hours or  
13 more per month, or has a monthly income that  
14 is at least equal to the Federal minimum wage  
15 under section 6 of the Fair Labor Standards  
16 Act of 1938, multiplied by 80 hours.

17 “(B) The individual completes 80 hours or  
18 more of community service per month.

19 “(C) The individual participates in a work  
20 program for at least 80 hours per month.

21 “(D) The individual participates in a com-  
22 bination of work, including community service,  
23 and a work program for a total of at least 80  
24 hours per month.

1           “(2) VERIFICATION.—For purposes of verifying  
2           the compliance of an applicable individual with the  
3           community engagement requirement under para-  
4           graph (1), a State Medicaid agency shall, whenever  
5           possible, prioritize the utilization of existing data-  
6           bases or other verification measures, including the  
7           National Change of Address Database Maintained  
8           by the United States Postal Service, State health  
9           and human services agencies, payroll databases, or  
10          other reliable sources of information, prior to seek-  
11          ing additional verification from such individual.

12           “(3) DEFINITIONS.—In this subsection:

13                   “(A) APPLICABLE INDIVIDUAL.—The term  
14                   ‘applicable individual’ means any individual who  
15                   is not—

16                           “(i) under 19 years of age or age 56  
17                           or older;

18                           “(ii) physically or mentally unfit for  
19                           employment, as determined by a physician  
20                           or other medical professional;

21                           “(iii) pregnant;

22                           “(iv) the parent or caretaker of a de-  
23                           pendent child;

24                           “(v) the parent or caretaker of an in-  
25                           capacitated person;



1 “(vi) complying with work require-  
2 ments under a different program under  
3 Federal law;

4 “(vii) participating in a drug or alco-  
5 hol treatment and rehabilitation program  
6 (as defined in section 3(h) of the Food and  
7 Nutrition Act of 2008); or

8 “(viii) enrolled in an educational pro-  
9 gram at least half time.

10 “(B) EDUCATIONAL PROGRAM.—The term  
11 ‘educational program’ means—

12 “(i) an institution of higher education  
13 (as defined in section 101(a) of the Higher  
14 Education Act of 1965);

15 “(ii) a program of career and tech-  
16 nical education (as defined in section 3 of  
17 the Carl D. Perkins Career and Technical  
18 Education Act of 2006); or

19 “(iii) any other educational program  
20 approved by the Secretary.

21 “(C) STATE MEDICAID AGENCY.—The  
22 term ‘State Medicaid agency’ means the State  
23 agency responsible for administering the State  
24 Medicaid plan.

1                   “(D) WORK PROGRAM.—The term ‘work  
2                   program’ has the meaning given such term in  
3                   section 6(o)(1) of the Food and Nutrition Act  
4                   of 2008.”.

5           (c) STATE OPTION TO DISENROLL CERTAIN INDI-  
6   VIDUALS.—Section 1902(a) of the Social Security Act (42  
7   U.S.C. 1396a(a)) is amended by adding at the end of the  
8   flush left text following paragraph (87) the following:  
9   “Notwithstanding any of the preceding provisions of this  
10   subsection, at the option of a State, such State may elect  
11   to disenroll an applicable individual for a month if, with  
12   respect to medical assistance furnished to such individual  
13   for such month, no Federal financial participation would  
14   be available, pursuant to section 1903(i)(28).”.

