

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2382 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By deleting the content of the entire measure, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Brian Hill

\_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 PROPOSED SUBCOMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2382

By: Hill

7  
8 PROPOSED SUBCOMMITTEE SUBSTITUTE

9 An Act relating to the Supplemental Nutrition  
10 Assistance Program; enacting the Making Oklahoma Kids  
11 Healthy Again Act; directing the Department of Human  
12 Services to adopt measures; directing the Department  
13 to enter into agreements; directing the Department to  
14 conduct reviews; directing certain households to  
15 report certain changes; prohibiting categorical  
16 eligibility; providing exception; prohibiting  
17 application of certain standards; directing the  
18 Department to make certain information available to  
19 the public; declaring findings of the legislature;  
20 directing the Department to submit a request;  
21 providing information the request shall contain;  
22 directing request to be submitted within certain  
23 amount of time; directing the Department to carry out  
24 certain tasks, directing the Department to submit  
annual report; providing for noncodification;  
providing for codification; and providing an  
effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law not to be  
codified in the Oklahoma Statutes reads as follows:

1 This act shall be known and may be cited as the "Making Oklahoma  
2 Kids Healthy Again Act".

3 SECTION 2. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 241.5 of Title 56, unless there  
5 is created a duplication in numbering, reads as follows:

6 A. The Department of Human Services shall adopt the following  
7 measures to verify eligibility in the Supplemental Nutrition  
8 Assistance Program (SNAP):

9 1. The Department of Human Services shall enter into the  
10 following data-matching agreements with state agencies to cross-  
11 check households enrolled in SNAP with other state data sets:

12 a. the Department of Human Services shall enter into a  
13 data-matching agreement with the Oklahoma Lottery  
14 Commission and the Oklahoma Horse Racing Commission to  
15 identify households with lottery or gambling winnings,  
16 or a combination thereof, of Three Thousand Dollars  
17 (\$3,000.00) or more and, to the extent permissible  
18 under federal law, treat this data as verified upon  
19 receipt. To the extent the data may not be verified  
20 upon receipt, the Department of Human Services shall  
21 make referrals for further investigation to identify  
22 households with winnings equal to or greater than the  
23 resource limit for elderly or disabled households, as  
24 defined in 7 C.F.R., Section 273.8(b),

1           b.    on at least a monthly basis, the Department of Human  
2                    Services shall receive and review information from the  
3                    State Department of Health concerning individuals in  
4                    households enrolled in SNAP that indicates a change in  
5                    circumstances that may affect eligibility for food  
6                    stamps, including, but not limited to, death records,

7           c.    on at least a quarterly basis, the Department of Human  
8                    Services shall receive and review information from the  
9                    Oklahoma Employment Security Commission concerning  
10                   individuals in households enrolled in SNAP that  
11                   indicates a change in circumstances that may affect  
12                   eligibility for assistance, including, but not limited  
13                   to, changes in employment or wages,

14          d.    on at least a semi-monthly basis, the Department of  
15                   Human Services shall receive and review information  
16                   from the Oklahoma Employment Security Commission  
17                   concerning individuals in households enrolled in SNAP  
18                   that indicates a change in circumstances that may  
19                   affect eligibility for assistance, including, but not  
20                   limited to, potential changes in employment, income,  
21                   or assets,

22          e.    on at least a quarterly basis, the Department of Human  
23                   Services shall receive and review information from the  
24                   Oklahoma Tax Commission concerning individuals in

1 households enrolled in SNAP that indicates a change in  
2 circumstances that may affect eligibility for  
3 assistance, including, but not limited to, potential  
4 changes in income, wages, or residency as identified  
5 by tax records, and

6 f. on at least a monthly basis, the Department of Human  
7 Services shall receive and review information from the  
8 Department of Corrections concerning individuals in  
9 households enrolled in SNAP that indicates a change in  
10 circumstances that may affect eligibility;

11 2. On at least a monthly basis, the Department of Human  
12 Services shall review agency records for information concerning  
13 individuals in households enrolled in SNAP that indicates a change  
14 in circumstances that may affect eligibility for assistance,  
15 including, but not limited to, potential changes in residency as  
16 identified by out-of-state electronic benefit transfer card  
17 transactions; and

18 3. On at least a monthly basis, the Department of Human  
19 Services shall, to assess continued eligibility and act on findings,  
20 review:

21 a. earned income information, death register information,  
22 incarceration records, supplemental security income  
23 information, beneficiary records, earnings  
24

1 information, and pension information maintained by the  
2 United States Social Security Administration,

3 b. income and employment information maintained in the  
4 National Directory of New Hires database and child  
5 support enforcement data maintained by the United  
6 States Department of Health and Human Services,

7 c. payment and earnings information maintained by the  
8 United States Department of Housing and Urban  
9 Development, and

10 d. national fleeing felon information maintained by the  
11 United States Federal Bureau of Investigation.

12 B. All households receiving assistance shall be subject to  
13 change reporting and report changes in circumstances, pursuant to 7  
14 C.F.R., Section 273.12(a)(1), within ten (10) days of the date the  
15 change becomes known to the household.

16 C. In no case shall categorical eligibility, pursuant to 7  
17 U.S.C., Section 2014(a) or 273.2(j)(2)(iii), be granted for any  
18 noncash, in-kind, or other benefit unless expressly required by  
19 federal law for SNAP. The Department of Human Services shall not  
20 apply gross income standards for SNAP higher than the standards  
21 specified in 7 U.S.C., Section 2014(c), unless expressly required by  
22 federal law. Categorical eligibility exempting households from such  
23 gross income standards requirements shall not be granted for any  
24

1 noncash, in-kind, or other benefit, unless expressly required by  
2 federal law.

3 D. The Department of Human Services shall, with all necessary  
4 coordination with appropriate law enforcement authorities,  
5 including, but not limited to, the Federal Bureau of Investigation,  
6 the Office of the Attorney General, the Office of Inspector General,  
7 and local law enforcement entities, conduct an on-site inspection of  
8 authorized retailers which accept Electronic Benefits Transfer (EBT)  
9 card transactions to identify suspicious transaction records or  
10 amounts indicating possible trafficking of benefits or other  
11 criminal conduct and make referrals for proper investigations under  
12 applicable law.

13 E. On at least a quarterly basis, the Department of Human  
14 Services shall make available to the public on its website data from  
15 findings of noncompliance and fraud investigations in SNAP for the  
16 following aggregate and nonconfidential and non-personally  
17 identifiable information:

- 18 a. the number of households investigated for intentional  
19 program violations or fraud,
- 20 b. total number of households referred to the Office of  
21 the Attorney General for prosecution,
- 22 c. improper payments and expenditures,
- 23 d. monies recovered,

24

- 1 e. aggregate data concerning improper payments and  
2 ineligible recipients as a percentage of those  
3 investigated and reviewed, and  
4 f. aggregate amount of funds expended by electronic  
5 benefit transfer card transactions in each state  
6 outside of Oklahoma.

7 SECTION 3. NEW LAW A new section of law not to be  
8 codified in the Oklahoma Statutes reads as follows:

9 The Legislature finds that:

10 1. The Supplemental Nutrition Assistance Program (SNAP) was  
11 created to provide nutritional support to low-income individuals and  
12 families to reduce food insecurity;

13 2. A significant portion of SNAP funds is currently spent on  
14 nonnutritive items such as soft drinks and candy, which contribute  
15 to obesity, diabetes, and other chronic diseases, disproportionately  
16 affecting low-income communities;

17 3. The United States Department of Agriculture (USDA) has  
18 documented that sugar-sweetened beverages are among the most  
19 commonly purchased items using SNAP benefits, undermining the  
20 program's goal of promoting healthier food choices; and

21 4. Reducing the purchase of nonnutritive food items with SNAP  
22 benefits will enhance public health, reduce long-term healthcare  
23 costs, and align the program with its original purpose of improving  
24 food security through nutritious food access.



1 SECTION 4. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 241.6 of Title 56, unless there  
3 is created a duplication in numbering, reads as follows:

4 A. The Oklahoma Department of Human Services is hereby directed  
5 to submit a request to the United States Department of Agriculture  
6 Food and Nutrition Service for a waiver to exclude the following  
7 categories of items from being eligible for purchase using  
8 Supplemental Nutrition Assistance Program (SNAP) benefits within the  
9 state of Oklahoma:

10 1. Candy, as defined in Section 1352 of Title 68 of the  
11 Oklahoma Statutes; and

12 2. Soft drinks, as defined in Section 1352 of Title 68 of the  
13 Oklahoma Statutes.

14 B. The waiver request shall include:

15 1. Justification for excluding candy and soft drinks from SNAP  
16 purchases based on public health and economic impacts;

17 2. A proposed implementation plan, including retailer  
18 compliance, participant education, and enforcement mechanisms; and

19 3. Any additional supporting data demonstrating the need for  
20 this reform.

21 SECTION 5. NEW LAW A new section of law to be codified  
22 in the Oklahoma Statutes as Section 241.7 of Title 56, unless there  
23 is created a duplication in numbering, reads as follows:

24

1           A. Upon federal approval of the waiver request, the Oklahoma  
2 Department of Human Services shall:

3           1. Develop and issue guidance to retailers authorized by the  
4 Supplemental Nutrition Assistance Program (SNAP) regarding the  
5 exclusion of candy and soft drinks from eligible purchases;

6           2. Conduct public outreach and education efforts to inform SNAP  
7 recipients about the change and encourage healthier purchasing  
8 choices;

9           3. Partner with public health agencies and community  
10 organizations to support nutrition education and access to  
11 affordable, healthy food options; and

12           4. Monitor and enforce compliance with the waiver requirements  
13 among participating retailers.

14           B. The Department shall submit an annual report to the  
15 Governor, the President Pro Tempore of the Oklahoma State Senate,  
16 and the Speaker of the Oklahoma House of Representatives detailing:

17           1. The implementation status of the waiver;

18           2. Any challenges encountered in enforcement and compliance;

19 and

20           3. The public health and economic impacts observed as a result  
21 of this policy change.

22           SECTION 6. This act shall become effective November 1, 2025.

23

24           60-1-12393           CMA           02/19/25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24