



(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R. _____

To amend the Food and Nutrition Act of 2008 to limit the use of business integrity and reputation factors when determining the eligibility of a retail food store or a wholesale food concern to be approved to redeem supplemental nutrition assistance program benefits.

IN THE HOUSE OF REPRESENTATIVES

Mr. TRONE introduced the following bill; which was referred to the Committee
on _____

A BILL

To amend the Food and Nutrition Act of 2008 to limit the use of business integrity and reputation factors when determining the eligibility of a retail food store or a wholesale food concern to be approved to redeem supplemental nutrition assistance program benefits.

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 Second Chance
5 Act of 2023”.

1 **SEC. 2. AMENDMENT.**

2 Section 9(a) of the Food and Nutrition Act of 2008
3 (7 U.S.C. 2018(a)) is amended by adding at end the fol-
4 lowing:

5 “(5) BUSINESS INTEGRITY AND REPUTATION.—

6 “(A) TREATMENT OF CRIMINAL VIOLA-
7 TIONS.—

8 “(i) No retail food store or wholesale
9 food concern may be denied authorization
10 to redeem supplemental nutrition assist-
11 ance program benefits solely based on a
12 criminal conviction.

13 “(ii) For the purpose of approving an
14 application for authorization to redeem
15 supplemental nutrition assistance program
16 benefits, the Secretary may only consider a
17 criminal offense that occurs in the 5-year
18 period ending on the date of such applica-
19 tion.

20 “(iii) An applicant that is convicted of
21 a criminal offense shall not be denied au-
22 thorization to redeem supplemental nutri-
23 tion assistance program benefits on the
24 basis of business integrity and reputation
25 of the if the applicant shows sufficient

1 mitigation or rehabilitation as determined
2 under subparagraph (B).

3 “(B) SUFFICIENT MITIGATION OR REHA-
4 BILITATION.—An applicant with a criminal con-
5 viction shall not be denied authorization to re-
6 deem supplemental nutrition assistance pro-
7 gram benefits on the basis business integrity
8 and reputation factors if the applicant estab-
9 lishes sufficient mitigation or rehabilitation by
10 providing any of the following:

11 “(i) Evidence that a period of 5 years
12 elapsed beginning on the date of a felony
13 conviction, the release from any correc-
14 tional institution for financial fraud or de-
15 ception under Federal, State, or Tribal
16 law, and compliance with all applicable
17 terms and conditions of probation or pa-
18 role.

19 “(ii) Evidence that a period of 3 years
20 elapsed beginning on the date of a felony
21 conviction, the release from any correc-
22 tional institution without subsequent con-
23 viction of a crime, and compliance with all
24 terms and conditions of probation or pa-
25 role.

1 “(iii) Any other evidence of mitigation
2 or rehabilitation and of present fitness pro-
3 vided, including—

4 “(I) circumstances relative to the
5 offense, including mitigating cir-
6 cumstances or social conditions sur-
7 rounding the commission of the of-
8 fense;

9 “(II) age of the person at the
10 time the offense was committed;

11 “(III) the length of time since
12 the offense was committed; and

13 “(IV) whether elements of the of-
14 fense are directly related to the re-
15 sponsibilities and requirements for the
16 redemption of the supplemental nutri-
17 tion assistance program benefits.”.

18 **SEC. 3. RULEMAKING.**

19 Not later than 180 days after the date of enactment
20 of this Act, the Secretary shall issue rules to carry out
21 the amendment made under this Act.