

**DISTRICT OF COLUMBIA**  
**OFFICIAL CODE**

**TITLE 4.**  
**PUBLIC CARE SYSTEMS.**

**CHAPTER 2B.**  
**FOOD STAMP EXPANSION.**

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# DISTRICT OF COLUMBIA OFFICIAL CODE

## CHAPTER 2B. FOOD STAMP EXPANSION.

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# CHAPTER 2B. FOOD STAMP EXPANSION.

## SUBCHAPTER I. GENERAL.

### § 4-261.01. DEFINITIONS.

For the purpose of this subchapter, the term:

- (1) "Categorical eligibility" means the automatic eligibility for the food stamps program as determined by the enrollment in a separate TANF funded program.
- (2) "Food stamp program" means the federally funded Supplemental Nutrition Assistance Program.
- (3) "LIHEAP" means the Low Income Home Energy Assistance program.
- (4) "Maximum standard utility allowance" means the maximum level of accepted utility-based income deductions used in determining benefits under the food stamp program.
- (5) "TANF" means the Temporary Assistance for Needy Families program.

(Mar. 3, 2010, D.C. Law 18-111, § 5081, 57 DCR 181.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Emergency Act Amendments*

For temporary (90 day) addition, see § 5081 of Fiscal Year 2010 Budget Support Second Emergency Act of 2009 (D.C. Act 18-207, October 15, 2009, 56 DCR 8234).

For temporary (90 day) addition, see § 5081 of Fiscal Year Budget Support Congressional Review Emergency Amendment Act of 2009 (D.C. Act 18-260, January 4, 2010, 57 DCR 345).

##### *Legislative History of Laws*

Law 18-111, the "Fiscal Year 2010 Budget Support Act of 2009", was introduced in Council and assigned Bill No. 18-203, which was referred to the Committee on the Whole. The bill was adopted on first and second readings on May 12, 2009, and September 22, 2009, respectively. Signed by the Mayor on December 18, 2009, it was assigned Act No. 18-255 and transmitted to both Houses of Congress for its review. D.C. Law 18-111 became effective on March 3, 2010.

##### *Miscellaneous Notes*

Short title: Section 5080 of D.C. Law 18-111 provided that subtitle I of title V of the act may be cited as the "Food Stamp Expansion Act of 2009".

### § 4-261.02. CATEGORICAL ELIGIBILITY FOR FOOD STAMPS.

- (a) The Mayor shall establish a TANF funded program or service for the purpose of establishing categorical eligibility.
- (b) Categorical eligibility shall be granted to all applicants with a gross income at or below 200% of the federal poverty level.

(Mar. 3, 2010, D.C. Law 18-111, § 5082, 57 DCR 181.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Emergency Act Amendments*

For temporary (90 day) addition, see § 5082 of Fiscal Year 2010 Budget Support Second Emergency Act of 2009 (D.C. Act 18-207, October 15, 2009, 56 DCR 8234).

For temporary (90 day) addition, see § 5082 of Fiscal Year Budget Support Congressional Review Emergency Amendment Act of 2009 (D.C. Act 18-260, January 4, 2010, 57 DCR 345).

##### *Legislative History of Laws*

For Law 18-111, see notes following § 4-261.01.

### **§ 4-261.03. LIHEAP HEAT AND EAT INITIATIVE.**

- (a) The Mayor shall establish a LIHEAP Heat and Eat initiative for the purpose of providing the maximum standard utility allowance to all participants.
- (b) All food stamp program recipients shall be automatically enrolled in the LIHEAP Heat and Eat initiative.
- (c) All LIHEAP Heat and Eat participants shall receive a minimum annual benefit of \$1.
- (d) Participation in the LIHEAP Heat and Eat initiative shall not preclude any recipient from receiving standard LIHEAP benefits for which he or she is eligible.

(Mar. 3, 2010, D.C. Law 18-111, § 5083, 57 DCR 181.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Emergency Act Amendments*

For temporary (90 day) addition, see § 5083 of Fiscal Year 2010 Budget Support Second Emergency Act of 2009 (D.C. Act 18-207, October 15, 2009, 56 DCR 8234).

For temporary (90 day) addition, see § 5083 of Fiscal Year Budget Support Congressional Review Emergency Amendment Act of 2009 (D.C. Act 18-260, January 4, 2010, 57 DCR 345).

##### *Legislative History of Laws*

For Law 18-111, see notes following § 4-261.01.

## **SUBCHAPTER II. TRANSITIONAL SNAP.**

### **§ 4-261.21. IMPLEMENTATION OF TRANSITIONAL SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM BENEFITS.**

A qualified household that ceases to receive cash assistance under the District's Temporary Assistance for Needy Families ("TANF") program, funded by federal TANF funds, District Maintenance of Effort ("MOE") funds, or any other cash assistance received under a state-funded program (collectively "cash assistance") due to a change in income, shall receive transitional Supplemental Nutrition Assistance program ("SNAP") benefits for a period of 5 months after the date on which the cash assistance was terminated, automatically adjusted for the loss of the cash assistance, pursuant to section 11(s) of the Food Stamp Act of 1964, approved August 31, 1964 (78 Stat. 703; 7 U.S.C. § 2020 (s)) ("Food Stamp Act").

(Sept. 24, 2010, D.C. Law 18-223, § 5082, 57 DCR 6242.)

#### *HISTORICAL AND STATUTORY NOTES*

##### *Emergency Act Amendments*

For temporary (90 day) addition, see § 5082 of Fiscal Year 2011 Budget Support Emergency Act of 2010 (D.C. Act 18-463, July 2, 2010, 57 DCR 6542).

##### *Legislative History of Laws*

Law 18-223, the "Fiscal Year 2011 Budget Support Act of 2010", was introduced in Council and assigned Bill No. 18-731, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on May 26, 2010, and June 15, 2010, respectively. Signed by the Mayor on July 2, 2010, it was assigned Act No. 18-462 and transmitted to both Houses of Congress for its review. D.C. Law 18-223 became effective on September 24, 2010.

##### *Miscellaneous Notes*

Short title: Section 5081 of D.C. Law 18-223 provided that subtitle I of title V of the act may be cited as the "SNAP Expansion Act of 2010".

### **§ 4-261.22. IMPLEMENTATION OF SIMPLIFIED SELF-EMPLOYMENT DEDUCTION.**

No later than March 31, 2011, the Mayor shall submit to the United States Department of Agriculture, a proposal to use a standard self-employment deduction, with an option for an applicant to prove actual

expenses in the event that the applicant's expenses exceed the set standard deduction under SNAP, pursuant to section 5(m) of the Food Stamp Act (7 U.S.C. § 2014 (m)) and to 7 C.F.R. § 273.11(b)(3)(v)).

(Sept. 24, 2010, D.C. Law 18-223, § 5083, 57 DCR 6242.)

*HISTORICAL AND STATUTORY NOTES*

*Emergency Act Amendments*

For temporary (90 day) addition, see § 5083 of Fiscal Year 2011 Budget Support Emergency Act of 2010 (D.C. Act 18-463, July 2, 2010, 57 DCR 6542).

*Legislative History of Laws*

For Law 18-223, see notes following § 4-261.21.

**§ 4-261.23. REPORTING.**

Beginning on January 1, 2011, and every 6 months thereafter, the Mayor shall provide the following information, delineated by month, to the Council, the:

- (1) Number of households participating in the District's cash assistance TANF programs;
- (2) Number of households participating in SNAP;
- (3) Number of homeless households participating in SNAP;
- (4) Number of households who left the District's cash assistance TANF programs, including the reasons they left;
- (5) Number of households who left SNAP, including the reasons they left; and
- (6) Number of SNAP participants who are self-employed.

(Sept. 24, 2010, D.C. Law 18-223, § 5084, 57 DCR 6242.)

*HISTORICAL AND STATUTORY NOTES*

*Emergency Act Amendments*

For temporary (90 day) addition, see § 5084 of Fiscal Year 2011 Budget Support Emergency Act of 2010 (D.C. Act 18-463, July 2, 2010, 57 DCR 6542).

*Legislative History of Laws*

For Law 18-223, see notes following § 4-261.21.