

118TH CONGRESS  
1ST SESSION

# H. R. 3519

To amend the Food and Nutrition Act of 2008 to permit supplemental nutrition assistance program benefits to be used to purchase additional types of food items.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 18, 2023

Ms. MENG (for herself, Mr. FITZPATRICK, Mr. GARBARINO, Ms. SPANBERGER, Ms. ADAMS, Mr. ALLRED, Ms. BONAMICI, Mr. CARSON, Mr. CARBAJAL, Mr. COSTA, Mr. HARDER of California, Mr. EVANS, Ms. JACOBS, Ms. KUSTER, Mr. LALOTA, Ms. LEE of Pennsylvania, Mr. MCGARVEY, Mr. MCGOVERN, Mr. NADLER, Ms. NORTON, Mr. PANETTA, Ms. SÁNCHEZ, Mr. SMITH of Washington, Ms. TLAIB, Ms. TOKUDA, Mr. TONKO, Ms. VELÁZQUEZ, and Mrs. WATSON COLEMAN) introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To amend the Food and Nutrition Act of 2008 to permit supplemental nutrition assistance program benefits to be used to purchase additional types of food items.

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 “Hot Foods Act of  
5 2023”.

1 **SEC. 2. HOT FOOD UNDER SUPPLEMENTAL NUTRITION AS-**  
2 **SISTANCE PROGRAM.**

3 Section 3 of the Food and Nutrition Act of 2008 (7  
4 U.S.C. 2012) is amended—

5 (1) in subsection (k)(1), by striking “consump-  
6 tion except alcoholic beverages, tobacco, hot foods or  
7 hot food products ready for immediate consumption  
8 other than those authorized pursuant to clauses (3),  
9 (4), (5), (7), (8), and (9) of this subsection” and in-  
10 sserting “consumption, including hot foods or hot  
11 food products ready for immediate consumption and  
12 excluding alcoholic beverages, tobacco”;

13 (2) in subsection (o)(1)—

14 (A) in the matter preceding subparagraph  
15 (A), by striking “and consumption” and insert-  
16 ing “or home or immediate consumption”; and

17 (B) in subparagraph (A)—

18 (i) by striking the subparagraph des-  
19 ignation and all that follows through “of-  
20 fers” and inserting the following:

21 “(A)(i) offers”;

22 (ii) in clause (i) (as so designated), by  
23 striking “or” at the end and inserting  
24 “and”; and

25 (iii) by adding at the end the fol-  
26 lowing:

1           “(ii) of which not more than 50 percent of  
2           the total gross sales are from hot foods or hot  
3           food products ready for immediate consump-  
4           tion; or”; and

5           (3) in subsection (q)(2)—

6           (A) by striking “include accessory” and in-  
7           serting the following: “include—

8           “(A) accessory”;

9           (B) in subparagraph (A) (as so des-  
10          ignated), by striking the period at the end and  
11          inserting “; and”; and

12          (C) by adding at the end the following:

13          “(B) hot foods or hot food products ready  
14          for immediate consumption.”.

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