**South Carolina General Assembly**

125th Session, 2023-2024

**H. 5306**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. McDaniel and Henderson-Myers

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Introduced in the House on March 21, 2024

Currently residing in the House Committee on **Ways and Means**

Summary: Social Welfare Benefits

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 3/21/2024 House Introduced and read first time (House Journal‑page 15)

 3/21/2024 House Referred to Committee on **Ways and Means** (House Journal‑page 15)

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=5306&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[03/21/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5306_20240321.docx)

A joint Resolution

TO PROVIDE THAT THE DEPARTMENT OF SOCIAL SERVICES SHALL EXEMPT INDIVIDUALS FROM THE ELIGIBILITY RESTRICTIONS OF 21 U.S.C. 862A TO ENSURE ELIGIBILITY FOR TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BENEFITS AND FEDERAL FOOD ASSISTANCE UNDER CERTAIN CIRCUMSTANCES; TO PROVIDE THAT THE DEPARTMENT OF SOCIAL SERVICES MAY SEEK, APPLY FOR, ACCEPT, OR RENEW A WAIVER OF THE MANDATORY WORK REQUIREMENTS FOR THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM; AND TO PROVIDE A SUNSET PROVISION.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. (A) Pursuant to 21 U.S.C. 862a(d)(1), the Department of Social Services shall exempt individuals from the eligibility restrictions of 21 U.S.C. 862a(a)(1) and (2) to ensure eligibility for Temporary Assistance for Needy Families benefits and federal food assistance:

 (1) upon completion of the sentence or if the individual is complying with probation, parole, or community supervision as provided in Title 24; and

 (2) if the individual meets all other requirements for eligibility under the program or programs.

 (B) If an individual violates a condition of probation or community supervision as determined by a court or violates the terms of parole as determined by the Board of Paroles and Pardons, then the individual shall lose eligibility for the program or programs until the underlying sentence is complete, at which point the eligibility is restored. An individual shall be eligible to participate in the program or programs upon the completion of the underlying sentence for the offense; provided, that the individual meets all other requirements for eligibility under the program or programs.

SECTION 2. The Department of Social Services may seek, apply for, accept, or renew a waiver of the requirements established pursuant to 7 U.S.C. Section 2015(o), relating to the mandatory work requirements of the Supplemental Nutrition Assistance Program (SNAP).

SECTION 3. The provisions of SECTION 2 of this joint resolution supersede Proviso 38.32, relating to SNAP eligibility, in Act 91 of 2019, which was extended most recently by Proviso 38.28 in H. 4300 for Fiscal Year 2023‑2024. The provisions of SECTION 2 also supersede any provision to the contrary enacted after this joint resolution unless the subsequent provision explicitly repeals this joint resolution.

SECTION 4. The provisions of this joint resolution expire on June 30, 2025, unless otherwise extended by the General Assembly.

SECTION 5. This joint resolution takes effect upon approval by the Governor.

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