

[First Reprint]

ASSEMBLY, No. 2285

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED JANUARY 27, 2020

Sponsored by:

Assemblyman JOHN ARMATO

District 2 (Atlantic)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Co-Sponsored by:

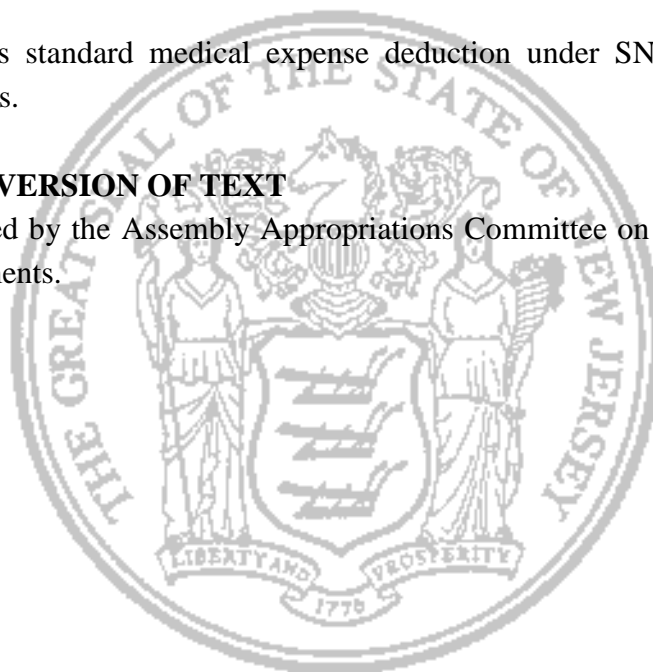
**Assemblywomen Speight, Carter, Assemblymen Chiaravalloti, Johnson,
Assemblywomen Lopez, Downey, Assemblyman Freiman,
Assemblywoman Swain, Assemblyman Tully and Assemblywoman
Lampitt**

SYNOPSIS

Establishes standard medical expense deduction under SNAP for certain senior citizens.

CURRENT VERSION OF TEXT

As reported by the Assembly Appropriations Committee on May 18, 2021, with amendments.



(Sponsorship Updated As Of: 6/21/2021)

1 AN ACT concerning income eligibility under the New Jersey
2 Supplemental Nutrition Assistance Program for certain senior
3 citizens and supplementing Title 44 of the Revised Statutes.

4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

7
8 1. a. The Division of Family Development in the Department of
9 Human Services shall implement a standard medical expense
10 deduction ¹based on the results of a required cost-benefit analysis in a
11 manner that has no significant negative impact to other SNAP
12 households¹ for the purposes of determining income eligibility under
13 the New Jersey Supplemental Nutrition Assistance Program for any
14 household which includes ¹**[a senior citizen, as follows:]** an elderly or
15 disabled person.

16 b.¹ A household which includes ¹**[a senior citizen]** an elderly or
17 disabled person¹ shall be entitled to the standard medical expense
18 deduction in an amount agreed upon by the Department of Human
19 Services and the United States Department of Agriculture, provided
20 that the amount of actual costs of allowable medical expenses incurred
21 by the ¹**[senior citizen]** elderly or disabled person¹ for a month,
22 exclusive of special diets, is ¹**[:]**¹ equal to or greater than \$35¹**[;]**¹ and
23 does not include any expenses paid on behalf of the household by a
24 third party. If the amount of actual costs of allowable medical
25 expenses incurred by the ¹**[senior citizen]** elderly or disabled person¹
26 for a month, exclusive of special diets, is greater than the established
27 standard medical deduction, then the medical expense deduction shall
28 equal the amount of those actual costs.

29 ¹**[b.]** c. Implementation of the standard medical expense
30 deduction shall not proceed if the cost-benefit analysis required
31 pursuant to subsection a. of this section demonstrates that benefits to
32 other enrollees would need to be decreased to implement the
33 deduction.

34 d.¹ The Commissioner of Human Services shall apply to the Food
35 and Nutrition Service within the United States Department of
36 Agriculture for any necessary waivers or approvals to implement a
37 standard medical expense deduction, pursuant to subsection a. of this
38 section, under the New Jersey Supplemental Nutrition Assistance
39 Program.

40 ¹**[c.]** e.¹ As used in this act:

41 “Allowable medical expenses” means an allowable medical
42 expense as defined in 7 U.S.C. s.2012(c).

43 ¹**[“Senior citizen”** means an individual who is 60 years of age or
44 older by the last day of the month in which the application for New

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AAP committee amendments adopted May 18, 2021.

1 Jersey Supplemental Nutrition Assistance Program benefits is
2 submitted】

3 “Elderly or disabled person” means a member of a household as
4 defined in 7 U.S.C. s.2012¹.

5 "Supplemental Nutrition Assistance Program" means the
6 supplemental nutrition assistance program, established pursuant to the
7 federal "Food and Nutrition Act of 2008," Pub.L.110-246 (7 U.S.C.
8 s.2011 et seq.).

9
10 2. The Commissioner of Human Services shall adopt rules and
11 regulations, pursuant to the “Administrative Procedure Act,”
12 P.L.1968, c.410 (C.52:14B-1 et seq.), as may be necessary to
13 implement the provisions of this act.

14
15 3. This act shall take effect no later than the beginning of federal
16 fiscal year ¹【2021】 2022¹, pending approval by the United States
17 Department of Agriculture, but the Commissioner of Human Services
18 may take such anticipatory administrative action in advance thereof as
19 may be necessary for the implementation of this act.