

STATE WAIVER REQUEST

1. **Waiver Serial Number (if applicable):**
2. **Type of request:** Initial
3. **Statutory citation:** Section 6(o) of the Food and Nutrition Act of 2008, as amended by H.R.1
4. **Regulatory citation:** 7 CFR 273.24
5. **State:** New York
6. **Region:** Northeast Region
7. **Regulatory requirements:**

Under 7 CFR 273.24(b) individuals are not eligible to participate in the Supplemental Nutrition Assistance Program (SNAP) as a member of any household if the individual received program benefits for more than 3 months during any 3-year period in which the individual was subject to, but did not comply with, the SNAP work requirements. Regulations at 7 CFR 273.24(a) provide that fulfilling the work requirement means: working 20 hours or more per week, averaged monthly; participating in and complying with the requirements of a work program or a workfare program for at least 20 hours per week; or any combination of working and participating in a work program for a total of 20 hours per week.

Under 7 CFR 273.24(f) as amended, the Food and Nutrition Service (FNS) may waive the applicability of the time limit described above for any group of individuals in the State, upon the request of a State agency, if FNS makes a determination that the area in which the individuals reside has an unemployment rate above 10 percent.
8. **Description of alternative procedures:**

The State of New York is requesting to exempt able-bodied adults without dependents (ABAWDs) residing in six Community Districts and 2 reservations from SNAP time limits at 7 CFR 273.24.
9. **Justification for request:**

Under SNAP regulations at 7 CFR 273.24(f), areas may qualify for a time limit waiver if they have an unemployment rate of over 10 percent.

The State of New York seeks a waiver for six Community Districts based on their unemployment rates above 10 percent for the 12-month period of June 2024 through May 2025.

American Community Survey and Bureau of Labor Statistics Data June 2024 through May 2025			
Community Districts	Unemployed	Labor Force	Unemployment Rate
NYC-Bronx Community District 5--Morris Heights & Mount Hope PUMA; New York	103,287	1,016,116	10.2%
NYC-Bronx Community District 7--Fordham, Bedford Park, & Norwood PUMA; New York	108,369	1,074,616	10.1%
NYC-Bronx Community Districts 1 & 2--Melrose, Mott Haven, Longwood, & Hunts Point PUMA; New York	116,821	1,044,891	11.2%
NYC-Bronx Community Districts 3 & 6--Morrisania, Tremont, Belmont, & West Farms PUMA; New York	131,269	1,203,631	10.9%

Please refer to **Attachment 1** for additional information supporting this request.

The State requests to waive the following reservations based on having an average unemployment rate exceeding 10 percent for a recent 12-month period. The reservation unemployment rates were calculated by applying 2019-2023 American Community Survey¹ share ratios to county-level Bureau of Labor Statistics data from June 2024 through May 2025. The following table summarizes the calculations:

American Community Survey and Bureau of Labor Statistics Data June 2024 through May 2025			
Reservations	Unemployed	Labor Force	Unemployment Rate
Niagara County (part); New York (part); Tuscarora Nation Reservation, NY	360	3,165	11.4%
Total Tuscarora Nation Reservation	360	3,165	11.4%
Suffolk County (part); New York (part); Poospatuck (state) Reservation, NY	309	2,920	10.6%
Total Poospatuck (state) Reservation	309	2,920	10.6%

10. Anticipated impact on households and State agency operations: This waiver will provide consistency for state operations.

11. Caseload information, including percent, characteristics, and quality control error rate for affection portion (if applicable): As of **September 2025**, there are approximately 27,000 ABAWDs in these areas, which represents 12 percent of the

¹ These calculations are based on data from the 2019-2023 American Community Survey 5-Year Estimates.

total number of ABAWDs in the State. There are no quality control procedures involved.

12. Anticipated implementation date and time period for which waiver is needed:

The State is requesting a one-year waiver, from March 1, 2026, through February 28, 2027.

13. Proposed quality control review procedures:

There are no special quality control procedures needed in conjunction with this waiver.

14. State agency submitting waiver request and State contact person:

New York State Office of Temporary and Disability Assistance
Stephanie Boshart, MPA, Director of Employment and Advancement Services
Phone Number: (518) 486-3151
Email: Stephanie.Boshart@otda.ny.gov

15. Signature and title of requesting official:



Name: Valerie T. Figueroa

Title: Deputy Commissioner

Email for transmission of response: Valerie.Figueroa@otda.ny.gov

16. Date of request: December 31, 2025

17. State agency staff contact (name/email/telephone):

New York State Office of Temporary and Disability Assistance
Stephanie Boshart, MPA, Director of Employment and Advancement Services
Phone Number: (518) 486-3151
Email: Stephanie.Boshart@otda.ny.gov

18. Regional office contact person (to be completed by FNS regional office):