

**Amendment to Approved State Plan for Pandemic EBT
Children in School and/or Child Care, Summer 2022**

Issuing Agency/Office:	FNS / Child Nutrition Programs, Supplemental Nutrition Assistance Program
Title of Document:	Amendment to Approved State Plan for Pandemic EBT: Children in School and/or Child Care, Summer 2022
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Summary:	(1) This document is a template to assist States in the development of an amendment to extend their approved State plan to operate Pandemic EBT for school children and for children in child care during summer 2022. (2) This document relates to Section 1101 of the Families First Coronavirus Response Act (P.L. 116-127) as amended by the Continuing Appropriations Act, 2021 and Other Extensions Act (P.L. 116-159), the Consolidated Appropriations Act, 2021 (P.L. 116-260), and the American Rescue Plan Act, 2021 (P.L. 117-2)

*Additional context and background for this document can be found at:
<https://www.fns.usda.gov/snap/state-guidance-coronavirus-pandemic-ebt-pebt>*

The submission of a P-EBT state plan, associated template and related reporting obligations are addressed in OMB# 0584-0660, expiration 11/30/2023.

**Amendment to Approved State Plan for Pandemic EBT
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1. **State:** Texas
2. **Primary Citation:** Families First Coronavirus Response Act (FFCRA) as amended by the American Rescue Plan Act of 2022
3. **Here's what FNS needs from you:**
 - a. If a State chooses to elect the U.S. standard benefit¹, simply check the box below. Next, go to letter 'c' (*Estimated total amount of P-EBT benefits*) of the template.

By checking this box, we are indicating that our State will use the U.S. standard benefit for the covered summer period. We understand that USDA is only able to offer an interim standard benefit for children in child care at this time; USDA will provide states with additional guidance in mid to late June 2022 / early July that specifies the remaining amount of the USDA standard benefit for children in child care commensurate with the expiration date of the public health emergency.

- b. If a State chooses not to elect the U.S. standard benefit, FNS needs the following information:
 - The number of days for which benefits will be issued as part of the State's covered summer period; and
 - An explanation for how the State arrived at the number of days in the State's covered summer period. USDA will not approve a plan that does not tie the length of its covered summer period to the actual summer 2022 calendars of an enrollment-weighted average, or the median, of a representative sample of its school districts.
 - For the child care portion of the plan, USDA can only guarantee benefits through July 9. USDA considers this to be 1/2 through the typical State's covered summer period. For purposes of calculating an interim summer P-EBT benefit for children in child care, States may apply this 1/2 fraction to the full summer benefit that the State has calculated for school children.

¹ The U.S. standard benefit – as defined in Question #5 of FNS' Summer 2022 P-EBT Q&As – is equal to the median number of weekdays in a sample of each State's largest school districts multiplied by the daily P-EBT rate. For States in the continental U.S., that works out to a fixed summer benefit of \$391 per eligible child (55 days at \$7.10 per day). The U.S. standard benefit is higher for Alaska, Hawaii, and the territories; see Q/A #15 for a complete set of standard benefit amounts.

- If the State believes that this date is more or less than 1/2 through the typical summer period of the State's schools, please support your position with data on the most common start dates of the summer break in the State's schools.
- As discussed in item #16 of USDA's P-EBT Summer 2022 Q&As, USDA will provide states with additional guidance by mid to late June / early July that specifies the remaining fraction of the full USDA standard benefit that States may provide to children in child care.

Response: N/A

- c. Estimated total amount of P-EBT benefits the State will issue within this amendment's date range. (Consult the appropriate table in Section 4, "Benefit Levels.")
- Estimated amount issued to school children
\$1,190,092,174
 - Estimated amount issued to non-school children in child care
\$225,414,237
- d. Estimated total number of children to which the State will issue P-EBT benefits.
- Estimated number of school children
3,043,714
 - Estimated number of non-school children in child care
576,507
- e. Tentative P-EBT issuance schedule (the dates on which Summer P-EBT benefits will be issued). Note that USDA encourages States to distribute summer benefits in two or even three issuances across the summer, to the extent practical.
- School children
 - Children in child care
 - Please provide tentative issuance dates for the interim benefit for children in child care, and for any remaining amount that States will be able to issue following the release of additional guidance from USDA in mid to late June / early July.

Direct issuance for school children who were eligible for free or reduced-price meals through the National School Lunch Program (NSLP) in SY 2021-2022 and eligible children in childcare will be issued on a staggered basis in mid-October 2022. School children newly eligible for free or reduced-price meals during the summer period will be issued benefits in late October.

Prior to issuing P-EBT summer benefits, HHSC will communicate with local retailers to ensure the retailers have proper stock available. Additionally, HHSC is continuing its regular communication with retailers so their supply chains are properly prepared.

- f. Describe how the State will identify eligible school children and children in child care for summer P-EBT. You must address each of the following bulleted items, below, when responding.

For school-aged children:

- Describe how the State will identify school children who received P-EBT benefits during the last month of SY 21-22.
- Describe how the State will identify school children who were eligible for free or reduced price school meals under the NSLP and SBP in SY 21-22 but did not receive P-EBT benefits in the last month of the school year because they attended school in-person and benefitted from a free or reduced price meal service at school. This includes children who were eligible for F/RP meals during the school year and did not receive P-EBT benefits because the children attended school in-person during the school year.
- Describe how the State will identify children who are determined newly eligible for free or reduced price school meals during the covered summer period. States must provide an opportunity for families to apply for free or reduced price meals using the normal application process. States and SFAs should consider maintaining a minimum presence to process Free and Reduced Price Meal applications, perhaps on a part-time or weekly basis. Another alternative is for SFAs to accept new Free and Reduced Price Meal applications during the summer but only process them after the start of the new school year. Children determined eligible on applications *submitted prior to the end of the summer* could then be issued P-EBT benefits retroactively after the start of the new school year. (Note that it is preferable to process applications and issue benefits during the summer period that the benefits are intended to cover).

For children in child care:

- Describe how the State will identify children who are enrolled in SNAP during the covered summer period and who received P-EBT child care benefits in the last month of the school year.
- Describe how the State will identify children who are enrolled in SNAP during the covered summer period and who would have received P-EBT child care benefits in the last month of the school year, but did not receive benefits because their child care facility was not closed or operating at reduced attendance or hours in that month, and neither their child care facility nor the child's residence was in the area of a school that was closed or operating at reduced attendance or hours in that month.

- Describe how the State will identify children who are part of a SNAP household who are newly eligible for P-EBT child care benefits during the covered summer period

Response: [please use as much space as needed]

The summer period that this plan will cover is June 1, 2022 through August 30, 2022. The Summer Plan meets the same objective as the SY 2021-2022 School Plan in respect to matters such as ones related to EBT/issuance, our public information campaign, dispute resolution, and serving marginalized communities.

School-aged children:

To identify eligible school children and confirm their eligibility, Texas Health and Human Services Commission (HHSC) will utilize SY 2021-2022 data files received from schools, Texas Department of Agriculture (TDA) and Texas Education Agency (TEA). TEA and TDA will provide two sets of enrollment data, listing students and their identifying information who were enrolled in school in the last month of the school year. One set of lists will be used to validate the first school upload data, and the second set will be used to validate the second school upload data, which is discussed in detail below.

Student eligibility may be determined through: SNAP enrollment; or NSLP Direct Certification; or the 2021-2022 NSLP free/reduced household application. Students must have been enrolled in school during the last month of the school year to be determined eligible for benefits.

An online portal has been developed to allow school districts to directly upload data for the eligible school-aged children. Schools will upload this data in early October 2022. HHSC will process the uploaded data against the enrollment data provided by TEA and TDA to ensure the child attended school in the last month of the school year. If the student information matches the enrollment data, then the student data will be compared to already existing student data in the Texas Integrated Eligibility Redesign System (TIERS) to determine current SNAP enrollment status, if the child was issued P-EBT benefits for the previous school year or summer, and if Summer 2022 P-EBT benefits were already issued. The matches in TIERS will determine the manner of benefit issuance (e.g. existing EBT card or new P-EBT card).

Households who currently receive SNAP will receive P-EBT benefits on their current EBT card. Non-SNAP households who received P-EBT in a previous school year or summer will be issued benefits on their current P-EBT card. In prior school year and summer issuances, families have been directed to retain their P-EBT card in case of future issuances.

For students and families for which HHSC has no historical information, HHSC will create a unique claim code. HHSC will send a notice to the household, informing them about their benefits, instructions to register in YourTexasBenefits.com, and claim their benefits using the claim code provided in the notice. When families register for an account in YourTexasBenefits.com, the families will provide their demographic and residence information

so HHSC can issue their P-EBT card and allow for future P-EBT data matching. Benefits will be issued once the household registers with the claim code and provides the demographic and residence information.

Newly Eligible

HHSC, TEA, and TDA have agreed to define the newly eligible summer population via the SY 2022-2023 NSLP free/reduced household application and through direct certification. Students will need to have submitted their NSLP application by August 29, 2022 for the period covering June 1, 2022 through August 30, 2022. The full Summer P-EBT benefit amount will be issued to eligible school aged children. The August 29, 2022 application submission deadline will be highlighted on Summer P-EBT outreach materials and HHSC's website. These newly eligible school aged children will not be retroactively provided P-EBT benefits for SY 2021-2022.

Schools will upload the newly eligible children to the online portal in late October. The data will go through the same data comparison process as the other school children listed above. The enrollment lists provided to HHSC by TEA and TDA will be used to ensure that the newly eligible students attended school in the last month of the school year.

Child care children:

HHSC will verify child care eligibility using a data extract for our eligibility system to identify eligible children receiving SNAP benefits from the beginning to the end of the covered summer period. As an administrative simplification, P-EBT benefits for the full covered summer period will be issued to children who are eligible for SNAP during at least one of the covered summer period months. Benefits will be issued to the households' existing SNAP EBT cards. Under this assumption, Texas will issue summer benefits to children who were under age six and not enrolled in school at the start of SY 2021-2022, but reach their 6th birthday prior to the end of the school year. Texas has built in an integrity check to ensure that childcare children are not issued duplicative benefits. Child care children will receive benefits in late October.

4. Confirmation of remaining elements in the State's approved school plan and/or child care plan

- Please confirm that your P-EBT summer plan mirrors your approved school year 2021-2022 plan for EBT Processing and Benefit Issuance as well as Customer Service (Sections 7 and 8 of the [SY 21-22 State Plan Template for Pandemic EBT](#)). You do not need to describe in detail how you will handle these matters if your summer plan mirrors your approved school year plan(s); but if your summer plan materially differs from your approved school year plan(s), please describe how.

Response:

Texas' P-EBT summer plan mirrors its SY 2021-2022 School Plan in respect to matters such as ones related to EBT/issuance, our public information campaign, dispute resolution, and serving marginalized communities.

5. Benefit Levels

A. U.S. Standard Benefit

Standard Benefit for School Children

2022 Covered Summer Period	U.S. Standard P-EBT Benefit School Children		
	Median Length of Covered Summer Period (weekdays)	Daily P-EBT Rate	Standard Benefit
Contiguous U.S.	55	\$7.10	\$391
Alaska	55	11.44	629
Hawaii, Guam, Virgin Islands, Puerto Rico	55	8.28	455

Standard Benefit for Children in Child Care (Interim)

2022 Covered Summer Period	U.S. Standard P-EBT Benefit Children in Child Care (Interim)			
	Median Length of Covered Summer Period (weekdays)	Length of the Summer During the Public Health Emergency	Daily P-EBT Rate	Interim Standard Benefit
Contiguous U.S.	55	1/2	\$7.10	\$195
Alaska	55	1/2	11.44	315
Hawaii, Guam, Virgin Islands, Puerto Rico	55	1/2	8.28	228

State-Determined Benefit, Based on Daily Rate

Note: The daily benefit amount – \$7.10 – is only needed if a State elects to set its own covered summer period length; that is to say, if a State declines to use the U.S. standard benefit.

2022 Covered Summer Period	Free Reimbursements			
	Lunch	Breakfast	Snack	Daily Total
Contiguous U.S.	\$3.75	\$2.35	\$1.00	\$7.10
Alaska	6.03	3.78	1.63	11.44
Hawaii, Guam, Virgin Islands, Puerto Rico	4.37	2.74	1.17	8.28

Notes:

1. Lunch rates include the 7 cent performance-based reimbursement and the extra 2 cents per meal received by school food authorities in which 60 percent or more of the lunches served during the second preceding school year were served free or at a reduced price.
 2. Breakfast rates are those received by "severe need" schools.
 3. Snack rates are those for afterschool snacks served in afterschool care programs
- Source: <https://www.govinfo.gov/content/pkg/FR-2021-07-16/pdf/2021-15107.pdf>

Civil Rights Statement

The State will continue to comply with civil rights requirements by not discriminating on the ground of race, color, or national origin, by providing meaningful access to its programs and activities for individuals who are limited English proficient, and by providing equal access to individuals with disabilities.


Administration of State P-EBT Plan

The State will administer P-EBT according to the terms of its approved State plan. In general, conditions related to benefit issuance reporting, administrative funding, and release of information remain in effect for the covered summer period. If the State wishes to change any of the terms of its plan, the State shall first notify USDA and will, if requested by USDA, submit a plan amendment for USDA review and approval.

Reminder

If the State needs to make any significant changes to its Summer 2022 plan after approval, the State needs to submit an amendment to FNS that describes the change and its impact on operating summer P-EBT. USDA will review the amendment and approve allowable amendments.


Signatures and Titles of Requesting SNAP and Child Nutrition State Agency Officials:



Signature, SNAP Agency Official, Texas HHS
Wayne Salter, Deputy Executive Commissioner



Signature, Texas Department of Agriculture
Lena Wilson, Assistant Commissioner



Signature, Texas Education Agency
Mike Morath, Commissioner

Date of Request _____