

1 STATE OF OKLAHOMA

2 2nd Session of the 60th Legislature (2026)

3 SUBCOMMITTEE RECOMMENDATION  
4 FOR  
5 HOUSE BILL NO. 3638

6  
7 By: Gise

8 SUBCOMMITTEE RECOMMENDATION

9 An Act relating to food stamps; providing Oklahoma  
10 shall participate in certain program; directing the  
11 Department of Human Services to administer the  
12 program and to submit documentation; directing the  
13 Department to coordinate with the State Department of  
14 Education; directing the Department of Human Services  
15 and the State Department of Education to share data  
16 as necessary; providing benefits issued under program  
17 be subject to restrictions applicable to the  
18 Supplemental Nutrition Assistance Program; providing  
19 implementation of program be subject to availability  
20 of funds; providing that continued participation in  
21 program not required if federal share of costs are  
22 reduced; directing the Department of Human Services  
23 to implement certain measures; creating the Summer  
24 Electronic Benefit Transfer Program Revolving Fund;  
establishing fund characteristics; deeming funds  
appropriated; and providing an effective date.

25 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

26 SECTION 1. NEW LAW A new section of law to be codified

27 in the Oklahoma Statutes as Section 241.5 of Title 56, unless there  
28 is created a duplication in numbering, reads as follows:

29 A. Beginning with the 2027 program year, the State of Oklahoma  
30 shall participate in the federal Summer Electronic Benefit Transfer

1 for Children ("Summer EBT") program as authorized pursuant to the  
2 federal Consolidated Appropriations Act of 2023, to provide  
3 supplemental nutrition assistance to eligible children during  
4 periods when school is not in session.

5       B. The Department of Human Services shall administer the Summer  
6 EBT program and shall submit all applications, plans, and other  
7 documentation required by the United States Department of  
8 Agriculture or any other federal agency necessary to implement and  
9 administer the program in accordance with federal law.

10      C. The Department of Human Services shall coordinate with the  
11 State Department of Education for the purpose of determining program  
12 eligibility and facilitating efficient program administration.

13      D. The Department of Human Services and the State Department of  
14 Education are authorized to share data as necessary to implement and  
15 administer the Summer EBT program, subject to applicable state and  
16 federal privacy and confidentiality laws.

17      E. To the maximum extent permitted by federal law, benefits  
18 issued under the Summer EBT program shall be subject to the same  
19 eligible food restrictions applicable to the Supplemental Nutrition  
20 Assistance Program in Oklahoma. The Department of Human Services  
21 shall seek any necessary federal approvals to align program  
22 restrictions with state policy.

23      F. Implementation of the Summer EBT program shall be subject to  
24 the availability of funds appropriated by the Legislature for the

1 purpose of administering the program. Should the federal share of  
2 costs for administering the program be reduced from the level  
3 approved for the 2027 program year, the State of Oklahoma shall not  
4 be required to continue participation unless otherwise authorized by  
5 the Legislature.

6 G. The Department of Human Services shall implement program  
7 integrity measures consistent with federal requirements, including  
8 eligibility verification, data matching, and the prevention,  
9 detection, and recovery of improper payments.

10 SECTION 2. NEW LAW A new section of law to be codified  
11 in the Oklahoma Statutes as Section 241.6 of Title 56, unless there  
12 is created a duplication in numbering, reads as follows:

13 There is hereby created in the State Treasury a revolving fund  
14 for the Department of Human Services to be designated the "Summer  
15 Electronic Benefit Transfer Program Revolving Fund". The fund shall  
16 be a continuing fund, not subject to fiscal year limitations, and  
17 shall consist of all monies received by the Department from funding  
18 sources, including, but not limited to, federal funds, state  
19 appropriations, tribal government contributions, municipal or  
20 political subdivision funds, nonprofit or charitable grants, private  
21 or personal contributions, and other public or private sources  
22 authorized by law. All monies accruing to the credit of said fund  
23 are hereby appropriated and may be budgeted and expended by the  
24 Department for the purpose of funding administrative costs

1 associated with the Summer Electronic Benefit Transfer program.  
2 Expenditures from said fund shall be made upon warrants issued by  
3 the State Treasurer against claims filed as prescribed by law with  
4 the Director of the Office of Management and Enterprise Services for  
5 approval and payment.

6 SECTION 3. This act shall become effective November 1, 2026.  
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