

SECOND REGULAR SESSION

# SENATE BILL NO. 1347

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY SENATOR CARTER.

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4251S.01I

KRISTINA MARTIN, Secretary

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### AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 208, RSMo, is amended by adding thereto  
2 one new section, to be known as section 208.286, to read as  
3 follows:

208.286. 1. **As used in this section, the following**  
2 **terms mean:**  
3 (1) "Candy", a product that involves the preparation  
4 of sugar or artificial sweeteners in combination with  
5 chocolate, fruit, nuts, caramels, gummies, hard candies, or  
6 other ingredients and flavorings in the form of bars, drops,  
7 or pieces;  
8 (2) "Certain beverages", shall include the following:  
9 (a) Carbonated and noncarbonated soft drinks,  
10 including, but not limited to, colas, ginger ale, near-beer,  
11 root beer, lemonade, and orangeade;  
12 (b) All other drinks or punches with natural fruit or  
13 vegetable juice that contain fifty percent or less by volume  
14 natural fruit or vegetable juice;  
15 (c) Beverage mixes and ingredients intended to be made  
16 into taxable beverages; liquid or frozen, concentrated,

17 dehydrated, powdered, granulated, sweetened or unsweetened,  
18 or seasoned or unseasoned; or

19 (d) Concentrates intended to be made into beverages  
20 that contain fifty percent or less by volume natural fruit  
21 or vegetable juice;

22 (3) "Prepared desserts", a processed, shelf-stable,  
23 ready-to-eat, prepackaged sweet food intended for immediate  
24 consumption without any further preparation, including, but  
25 not limited to, foods substantially consisting of chemically  
26 modified substances extracted from foods with additives to  
27 enhance taste, texture, appearance, and durability and with  
28 minimal whole foods.

29 2. The director of the department of social services  
30 shall request a waiver from the U.S. Department of  
31 Agriculture to exclude candy, prepared desserts, and certain  
32 beverages from the definition of eligible foods under 7 CFR  
33 271.2. If such waiver is granted, then the director shall  
34 prohibit the purchase of candy, prepared desserts, and  
35 certain beverages with benefits provided through the  
36 supplemental nutrition assistance program. If no waiver is  
37 granted, then the director shall annually request a waiver  
38 until the waiver is granted.

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