State of New York

Executive Chamber

No. 67

EXECUTIVE ORDER

TEMPORARY SUSPENSION AND MODIFICATION OF REGULATIONS RELATED TO THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

WHEREAS, on October 26, 2012, I issued Executive Order Number 47, declaring a disaster emergency in all 62 counties in the State of New York; and

WHEREAS, the United States Department of Agriculture ("USDA") granted temporary waivers of federal regulatory provisions governing the administration of the Supplemental Nutrition Assistance Program ("SNAP") in areas affected by the disaster, including the counties of Bronx, Kings, New York, Nassau, Orange, Putnam, Richmond, Rockland, Suffolk, Sullivan, Queens and Westchester, in order to provide administrative relief to the State for managing its workload and maintaining customer service for ongoing recipients;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by Section 29-a of Article 2-B of the Executive Law to temporarily suspend or modify specific provisions of any statute, local law, ordinance, orders, rules or regulations, or parts thereof, of any agency during a State disaster emergency, if compliance with such provisions would prevent, hinder or delay action necessary to cope with the disaster, hereby temporarily suspend or modify, as the case may be, during the period from the date that the disaster emergency was declared pursuant to Executive Order Number 47, issued on October 26, 2012, until further notice, the following:

Part 387 of Title 18 of the New York Codes, Rules and Regulations, concerning SNAP, to the extent that any provisions thereof conflict with waivers of federal SNAP regulatory requirements granted by the USDA to the State of New York, under its authority pursuant to Section 402 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act and Section 5(h) of the Food and Nutrition Act of 2008, to address the disaster emergency declared pursuant to Executive Order Number 47, issued October 26, 2012, for the areas affected by the disaster in which the USDA granted temporary SNAP waivers.

GIVEN under my hand and the Privy Seal of the State in the City of Albany this eighth day of November in the year two thousand twelve.

BY THE GOVERNOR

Secretary to the Governor