

Affidavit for Meal Providers to the Homeless

Name of Organization
Address

We certify under penalty of perjury and/or fraud that to the best of our knowledge and belief the statements checked below are true:

- We are a public or private nonprofit establishment.
- We serve meals to homeless persons.

We also understand the following:

1. We cannot take possession of a homeless food stamp recipient's Lone Star card, voluntarily or involuntarily.
2. We cannot serve as a secondary cardholder on a homeless recipient's EBT account.
3. We may not act as an authorized representative for the homeless household.
4. We may use a POS device to debit a homeless food stamp recipient's EBT food account ONLY for the amount of the immediate meal being purchased and we cannot accept payment from an EBT food account for meals previously purchased on credit, except that we may process a single debit transaction for all meals purchased by a homeless food stamp patron for a period of time up to one week prior to the day of the POS transaction.

We cannot debit a food stamp patron's EBT food account in advance of the meal being purchased.

5. We must establish a food stamp patron's right to purchase meals by viewing the HHSC issued food stamp ID card marked "H" or "E".
6. We may charge a food stamp recipient for meals only if we charge all other patrons. We may not charge a food stamp recipient more for a meal than the average cost of food **that we purchase for that meal.**

This "average cost" is determined by averaging food costs of the homeless meal provider over a period of up to one calendar month. The value of donated foods from any source shall not be considered in determining the amount. All indirect costs, such as those incurred in the storage or preparation of the foods used in meals shall also be excluded. Voluntary payments for costs of meals may be accepted from a food stamp recipient's EBT account by the meal provider if they are accepted from other patrons who do not receive food stamp benefits.

We therefore acknowledge that we must spend all money derived from food stamp settlement with Transactive Corporation only to purchase food; and that we will maintain records in sufficient detail to allow HHSC to audit the use of this food stamp benefit settlement money.

We also certify that the meals we provide are not prepared from wholly donated foods and that if our status as a nonprofit organization changes or we no longer provide meals to homeless persons, we will inform HHSC.

The Texas Health and Human Services Commission is required by federal regulations to promptly report to USDA any misuse of food stamp benefit settlement money or other operating rules. Failure to abide by these operating rules may result in USDA disqualification of our facility as a food stamp retailer.

\_\_\_\_\_  
Signature – Provider/Provider's Authorized Representative

\_\_\_\_\_  
Date

The above-mentioned meal provider to the homeless

- HAS BEEN APPROVED as meeting the requirements as a meal provider to the homeless.
- HAS NOT been approved as meeting the requirements as a meal provider to the homeless.

\_\_\_\_\_  
Signature – Staff

\_\_\_\_\_  
Date