

July 30, 2025

Gina Brand
Senior Policy Advisor for Integrity
United States Department of Agriculture
Food, Nutrition, and Consumer Services

Re: Response to Correspondence from the USDA

Dear Ms. Brand,

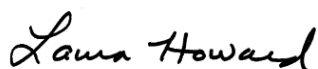
The Kansas Department for Children and Families (“KDCF”) has received correspondence dated July 9, 2025, July 23, 2025, and July 25, 2025, from the United States Department of Agriculture Food and Nutrition Service (“USDA”) concerning the production of certain data from the Supplemental Nutrition Assistance Program (“SNAP”). Specifically, the letters demand that KDCF produce a significant amount of personally identifiable information of SNAP recipients and related households by July 30, 2025. The data is to be used as part of a large federal database of SNAP participant information.

Per the June 23, 2025, Notice in the Federal Register, the USDA intends to disclose the data to other federal, state, and local agencies to investigate and prosecute alleged violations of the law. Due, in part, to this stated use, several States have filed suit to stop the forced production of said data. The suit argues that the demands for state-held SNAP data is contrary to statute and the Constitution. *See California et al. v. U.S. Dep’t of Agriculture et al.*, Civ. Action No. 3:25-6310 (N.D. Cal.). Due to the pending litigation, we are forced to deny the USDA’s demand for data at this time. Doing the opposite will place KDCF in a position of potential liability in the event a court finds that the USDA’s demand violates federal law.

Moreover, as a practical matter, KDCF is unable to comply with the timing of the USDA’s demand. Producing the amount of data being requested will require significant time, manpower, and expense. Requiring the production to occur no later than July 30, 2025, presents an unreasonable burden that simply cannot be met.

Please be advised that we will monitor the pending litigation and may re-evaluate our position in conjunction therewith. In the meantime, we will continue to administer and enforce SNAP in accordance with federal and state law. Please feel free to contact the undersigned with any questions or comments regarding the above.

Very truly yours,



Laura Howard, Secretary