



390258

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/05/2013	.	
	.	
	.	
	.	

The Committee on Agriculture (Bullard) recommended the following:

Senate Amendment (with title amendment)

Delete lines 21 - 54
and insert:

(2) (a) The owner or operator of a market selling fresh produce who is not an authorized SNAP retailer may allow an authorized Food and Nutrition Service group or association of produce sellers that is actively participating in produce sales in the market, or an authorized Food and Nutrition Service third-party organization, to implement and operate an electronic benefits transfer system for purposes of accepting SNAP benefits in the market on behalf of the produce sellers to the extent and



390258

13 manner allowed by federal law and regulation.

14 (b) The authorized Food and Nutrition Service group,
15 association, or third-party organization responsible for
16 implementation and operation of the electronic benefits transfer
17 system may not be another market that competes with the market
18 being served.

19 (c) The market owner or operator shall reasonably
20 accommodate the authorized Food and Nutrition Service group,
21 association, or third-party organization in the implementation
22 and operation of an electronic benefits transfer system for
23 purposes of accepting SNAP benefits.

24 (3) This section does not:

25 (a) Apply to a market selling fresh produce whose owner or
26 operator has an electronic benefits transfer system for
27 accepting SNAP benefits in the market.

28 (b) Prohibit an authorized Food and Nutrition Service
29 produce seller in a market selling fresh produce from operating
30 his or her own electronic benefits transfer system as part of
31 his or her customer transaction options.

32 (c) Require a market owner or operator to create, operate,
33 or maintain an electronic benefits transfer system on behalf of
34 its produce sellers.

35
36 ===== T I T L E A M E N D M E N T =====

37 And the title is amended as follows:

38 Delete lines 3 - 11

39 and insert:

40 markets; providing definitions; authorizing certain
41 owners and operators of farmers' markets, community



390258

42 farmers' markets, flea markets, and other open-air
43 markets selling fresh produce to allow authorized Food
44 and Nutrition Service groups, associations, and third-
45 party organizations to operate electronic benefits
46 transfer systems in such markets; providing for
47 applicability; providing an effective