

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

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1 Committee/Subcommittee hearing bill: Agriculture & Natural  
2 Resources Appropriations Subcommittee  
3 Representative Roth offered the following:

**Amendment (with title amendment)**

Remove lines 38-92 and insert:

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7 4. "Current wholesale market price" means the wholesale  
8 market price for each food product on the invoice date at the  
9 closest shipping point, as reported by the United States  
10 Department of Agriculture's Market News.

11 (b) Subject to legislative appropriation, the department  
12 shall implement a pilot program for food recovery entities to  
13 negotiate a discounted price for fresh food products so that the  
14 fresh food products can be exclusively distributed for  
15 charitable purposes to relieve human hunger in the state.

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16 (c) Food recovery entities must negotiate and pay no more  
17 than 50 percent of the current wholesale market price to a food  
18 producer for the purchase of food products. The harvest or  
19 processing date and the current wholesale market price of each  
20 fresh food product purchased and the shipment destination must  
21 be included by invoice, bill of lading, or other documents from  
22 the food producer to the food recovery entity.

23 (d) Food recovery entities may reject any fresh food  
24 product that does not meet the quality standards of the food  
25 recovery entity.

26 (e) The department shall reimburse a food recovery entity  
27 for each negotiated purchase of fresh food products and an  
28 additional 2 cents per pound of fresh food products purchased  
29 for costs to deliver and distribute the fresh food products for  
30 charitable purposes. To receive reimbursement, a food recovery  
31 entity must:

32 1. Certify in writing that:

33 a. The fresh food products meet the quality standards of  
34 the food recovery entity.

35 b. The purchased fresh food products will not be sold to  
36 wholesale, retail, or secondary markets for monetary gain.

37 c. Each fresh food product was purchased at a discounted  
38 price.

39 2. Submit an invoice as prescribed by the department,  
40 which includes the following information:

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- 41 a. Shipment date.  
42 b. Shipment location by shipper and city.  
43 c. Number of packages shipped and the price for each fresh  
44 food product.  
45 d. Total price paid for each fresh food product.  
46 e. Total invoice price paid.  
47 f. Total pounds shipped by measured weight or by estimate  
48 of the fresh food product.

49 (f) The department shall submit reports on the pilot  
50 program to the Governor, the President of the Senate, and the  
51 Speaker of the House of Representatives by January 1, 2025, and  
52 annually thereafter. The reports must include all of the  
53 following:

- 54 1. Each fresh food product by package size, total number  
55 of packages, and average price per package.  
56 2. Each fresh food product by total pounds and total  
57 average price per pound.  
58 3. Total dollars total spent on each fresh food product  
59 and total dollars spent on all fresh food products.

60 (g) The department shall adopt rules to implement this  
61 subsection.

62 (h) This subsection expires on January 1, 2028.

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65 **T I T L E A M E N D M E N T**

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 1159 (2024)

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66           Remove line 16 and insert:  
67 effective date.