

State of Wisconsin



2009 Assembly Bill 746

Date of enactment: **May 12, 2010**
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2009 WISCONSIN ACT 293

AN ACT *to create* 15.137 (3), 20.115 (3) (at), 20.115 (4) (as) and 93.49 of the statutes; **relating to:** promoting the use of locally grown food in school meals and snacks and granting rule-making authority.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 15.137 (3) of the statutes is created to read:

15.137 (3) FARM TO SCHOOL COUNCIL. (a) There is created in the department of agriculture, trade and consumer protection a farm to school council.

(b) The secretary of agriculture, trade and consumer protection shall appoint to the council an employee of the

department and shall appoint farmers, experts in child health, school food service personnel, and other persons with interests in agriculture, nutrition, and education.

(c) The secretary of health services shall appoint to the council an employee of the department of health services.

(d) The superintendent of public instruction shall appoint to the council an employee of the department of public instruction.

SECTION 2. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

				2009-10	2010-11
20.115	Agriculture, trade and consumer protection, department of				
(3)	AGRICULTURAL DEVELOPMENT SERVICES				
(at)	Farm to school program administration	GPR	A	-0-	-0-
(4)	AGRICULTURAL ASSISTANCE				
(as)	Farm to school grants	GPR	A	-0-	-0-

SECTION 2m. 20.115 (3) (at) of the statutes is created to read:

20.115 (3) (at) *Farm to school program administration.* The amounts in the schedule for promotion of farm to school programs under s. 93.49.

SECTION 3. 20.115 (4) (as) of the statutes is created to read:

20.115 (4) (as) *Farm to school grants.* The amounts in the schedule for farm to school grants under s. 93.49 (3).

SECTION 5. 93.49 of the statutes is created to read:
93.49 Farm to school programs. (1) DEFINITION. In this section, "farm to school program" means a program to connect schools with nearby farms to provide

* Section 991.11, WISCONSIN STATUTES 2007-08 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

children with locally produced fresh fruits and vegetables, dairy products, and other nutritious, locally produced foods in school breakfasts, lunches, and snacks; help children develop healthy eating habits; provide nutritional and agricultural education; and improve farmers' incomes and direct access to markets.

(2) DEPARTMENT RESPONSIBILITIES. (a) The department shall promote farm to school programs. The department shall encourage schools, as part of farm to school programs, to purchase food produced in this state and to provide nutritional and agricultural education, including farm visits, cooking demonstrations, and composting and gardening at schools.

(b) The department shall do all of the following in carrying out its responsibilities under par. (a):

1. Identify impediments to providing locally produced fresh fruits and vegetables, dairy products, and other nutritious, locally produced foods in school breakfasts, lunches, and snacks and seek to reduce those impediments.

2. Advise other state agencies and local agencies on actions to promote farm to school programs and coordinate the department's activities under this subsection with related activities of other state agencies, including the department of public instruction and the department of health services, local agencies, and nonprofit organizations.

3. Promote communications between local farmers and schools and sales of food from local farmers to schools.

4. Conduct training and provide technical assistance for school food service personnel and managers, farmers, and food distributors and processors concerning farm to school programs and food safety and procurement.

5. Promote farm to school programs through a public education campaign.

6. Provide information on its Internet site concerning farm to school programs.

7. Consult with the farm to school council and other interested persons.

(3) GRANT PROGRAM. (a) From the appropriation under s. 20.115 (4) (as), the department shall provide grants to school districts, in coordination with the department of public instruction, and to nonprofit organizations, farmers, and any other entities for the creation and expansion of farm to school programs. The department shall give preference to proposals that are innovative or that provide models that other school districts can adopt.

(b) The department may provide funding under this subsection for projects that do any of the following:

1. Create, expand, diversify, or promote production, processing, marketing, and distribution of food produced in this state for sale to schools in this state.

2. Create, expand, or renovate facilities, including purchases of equipment for the facilities, that would ensure the use of food produced in this state in schools in this state.

3. Provide, expand, or promote training for food service personnel, farmers, and distributors.

4. Provide, expand, or promote nutritional and agricultural education in the classroom.

(c) The department shall consult with the farm to school council and other interested persons to establish grant priorities for each fiscal year.

(4) RULES. The department shall promulgate rules for the administration of this section.

(5) REPORTS. At least annually, the farm to school council shall report to the legislature under s. 13.172 (2) and to the secretary on the needs and opportunities for farm to school programs.

SECTION 6. Nonstatutory provisions.

(1) POSITION AUTHORIZATION. The authorized FTE positions for the department of agriculture, trade and consumer protection are increased by 1.0 GPR position to be funded from the appropriation under section 20.115 (3) (at) of the statutes, as created by this act, for promotion of farm to school programs.