

2001 DRAFTING REQUEST**Senate Amendment (SA-SSA1-SB55)**

Received: 06/15/2001

Received By: isagerro

Wanted: As time permits

Identical to LRB:

For: Senate Democratic Caucus

By/Representing: Keckhaver

This file may be shown to any legislator: NO

Drafter: isagerro

May Contact:

Addl. Drafters:

Subject: Public Assistance - misc

Extra Copies:

Submit via email: NO

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN6536,

Topic:

Grants for food pantries

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/1			kfollet 06/17/2001	_____	gretskl 06/17/2001		

FE Sent For:

<END>

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1?	isagerro	11 kmh 6/17/01	cmk 6/17	cmk mmk			

FE Sent For:

<END>

yes

51021

06/15/2001 10:54 AM

Agency: Health and Family Services - Children and Families

caucus number 6536

duplicate flag:
duplicate with:

Other reference numbers:	LFB Sum #:
bill number/amendment number: 2001 SB 94	
LRB draft #	LRB P-draft:

other notes

Description2: Hunger Prevention - Food Pantry Assistance. Incorporates provisions of 2001 SB 94.

drafting instructions:
more instructions:

Agency: **Health and Family Services - Children and Families**

Number of Amendments: 1

LSR

Hunger Prevention-- Food Pantry Assistance

CN6536

Agency: DHFS

Description: Incorporates provisions of 2001 SB 94.

Provides \$1.5 Million GPR annually in 2001-02 and 2002-03 provide for DHFS to administer as grants to food pantries that apply and qualify for the grants. The grants, which could not exceed \$15,000 per year, could be used for: (a) the purchase, storage, transportation, coordination or distribution of food to needy households; (b) the administration of emergency food distribution; (c) the purchase of capital equipment; (d) increasing food availability to needy households or enhance food security; (e) nutrition education and outreach; and (f) technical assistance related to food pantry management. The grant could not be used to foster or advance religious or political views.

DHFS would be required to allocate 25 percent of the grant funding to rural food pantries that apply and are eligible in proportion to the number of persons served by each of these food pantries. DHFS would be required to allocate the remainder of the grant funding to all food pantries that apply and are qualified, in proportion to the number of persons served by each food pantry. Then, if any funds remain unallotted, DHFS would distribute these funds to all food pantries that did not receive the maximum grant award (\$15,000), in proportion to the number of persons served by each pantry, but not exceeding \$15,000.

A food pantry would be eligible to receive a grant if it: (a) applies for the grant on an application, developed by DHFS, not exceeding one page; (b) is a nonprofit organization or affiliated with a nonprofit organization; (c) distributes food packages directly, without charge, to needy households; (d) is open to the general public in its service area; (e) does not base food distribution on any criteria other than the need of the recipient, except to the extent necessary for the orderly and fair distribution of food; (f) has a permanent address, regular hours of operation and is open at least one day per month; (g) adheres to the U.S. Department of Agriculture's food safety and storage standards.

Fiscal Effect: \$3 Million GPR (\$1.5 Million GPR in 2001-02 and \$1.5 Million GPR in 2002-03)

See 2001 SB 94

2001 SENATE BILL 94

March 15, 2001 - Introduced by Senators GEORGE, BURKE, MOORE, PLACHE, RISSER, ROBSON and WIRCH, cosponsored by Representatives RICHARDS, YOUNG, BALOW, BERCEAU, BLACK, BOYLE, CARPENTER, CULLEN, GRONEMUS, LA FAVE, J. LEHMAN, MORRIS-TATUM, PLOUFF, POCAN, RILEY, RYBA, STASKUNAS, SHILLING and COGGS. Referred to Committee on Human Services and Aging.

1 **AN ACT** to create 20.435 (3) (fp) and 46.766 of the statutes; **relating to:** funding
2 for food pantries, granting rule-making authority, and making an
3 appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the department of health and family services (DHFS) to award annual grants to food pantries that meet certain conditions. Twenty-five percent of the total amount appropriated for the grants is to be distributed to qualified rural food pantries in proportion to the number of persons served by each of those food pantries. The remainder is to be distributed among all qualified food pantries, also in proportion to the number of persons served by each food pantry. No grant, however, may exceed \$15,000. Each food pantry may use the grant to purchase, store, and distribute food to needy households, to purchase equipment, for various hunger prevention programs, and for the general operations of the food pantry. The bill also directs DHFS to convene an advisory committee composed of representatives of various hunger prevention organizations and fields prior to promulgating any rules needed to implement the grant program.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

SENATE BILL 94

1 (b) The department shall allocate 25% of the amounts appropriated under s.
2 20.435 (3) (fp) for grants to rural food pantries. The department shall allocate the
3 remainder of the amounts available for grants under s. 20.435 (3) (fp) for grants to
4 all food pantries. If, after awarding the grants to rural food pantries, any of the
5 moneys remain unallocated, the department shall distribute the unallocated
6 amounts for grants to all food pantries in proportion to the number of persons served
7 by those food pantries.

8 (c) The total amount of all grants awarded annually to each food pantry under
9 this section may not exceed \$15,000.

10 (3) (a) Grants awarded under this section may be used for any of the following
11 purposes:

- 12 1. The purchase, storage, transportation, coordination or distribution of food
13 to needy households.
- 14 2. The administration of emergency food distribution.
- 15 3. The purchase of capital equipment.
- 16 4. Programs designed to increase food availability to needy households or
17 enhance food security.
- 18 5. Nutrition education and outreach.
- 19 6. Technical assistance related to food pantry management.

20 (b) No grant received under this section may be used to foster or advance
21 religious or political views.

22 (4) A food pantry is eligible for a grant under this section if the food pantry
23 meets all of the following requirements:

24 (a) The food pantry applies for a grant on an application developed by the
25 department. The application may not exceed one page.

SENATE BILL 94

1 program under section 46.766 of the statutes, as created by this act. Prior to
2 promulgating the rules, the department of health and family services shall convene
3 a committee to advise the department regarding the department's proposed rules.

4 The committee shall be composed of all of the following:

5 (a) One representative of an emergency food provider.

6 (b) One representative of a food bank.

7 (c) One representative of a community action agency.

8 (d) One representative of a faith-based social services organization.

9 (e) One representative of the University of Wisconsin-Extension with
10 experience in hunger prevention policies.

11 (f) Two persons, other than those specified in paragraphs (a) to (e) with
12 experience in hunger prevention and emergency food distribution.

13

(END)

2001

Date (time) needed _____

LRB b 1021 1 1

AMDT TO BUDGET SUB AMDT

ISR: hmt

See form AMENDMENTS — COMPONENTS & ITEMS.

SENATE AMENDMENT
TO ~~SENATE AMENDMENT~~ _____,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 2001 SENATE BILL 55

At the locations indicated, amend the substitute amendment (amendment) as follows:

#. Page , line :

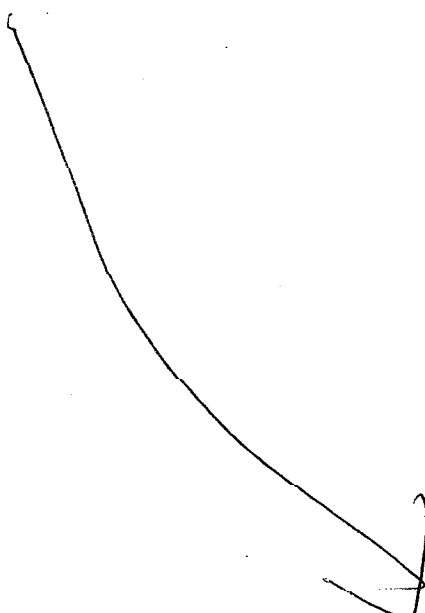
#. Page , line :

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SENATE BILL 94

SA-2-
SSA-1
SB-35

LRB61021
LRB-07771
ISR:JMM
SECTION 1

1 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
2 the following amounts for the purposes indicated:

3 2001-02 2002-03

4 ~~20.435 Health and family services, department~~

5 # of
Page 205, line 21: after that line insert:

6 CHILDREN AND FAMILY SERVICES

7 (fp) Food pantry grants and adminis-

8 tration GPR A 1,500,000 1,500,000

9 # Page 356, line 18: after that line insert:

SECTION 2. 20.435 (3) (fp) of the statutes is created to read:

10 20.435 (3) (fp) Food pantry grants and administration. The amounts in the
11 schedule for costs of administering the grant program under s. 46.766 (5) and for
12 grants awarded under s. 46.766 (2).

13 # Page 574, line 4: after that line insert:

SECTION 3. 46.766 of the statutes is created to read:

14 46.766 Food pantry grants. (1) In this section:

15 (a) "Nonprofit organization" means an organization described in section 501 (c)
16 of the Internal Revenue Code.

17 (b) "Rural" means outside a metropolitan statistical area specified under 42
18 CFR 412.62 (ii) (A) or within a metropolitan statistical area but isolated from an
19 urban center.

20 (2) (a) From the appropriation under s. 20.435 (3) (fp), the department shall
21 provide annual grants to food pantries that meet the eligibility requirements under
22 sub. (4). The amount of each grant awarded to a food pantry shall be in proportion
23 to the number of persons served by the food pantry.

SENATE BILL 94

1 (b) The department shall allocate 25% of the amounts appropriated under s.
2 20.435 (3) (fp) for grants to rural food pantries. The department shall allocate the
3 remainder of the amounts available for grants under s. 20.435 (3) (~~fp~~) for grants to
4 all food pantries. If, after awarding the grants to rural food pantries, any of the
5 moneys remain unallocated, the department shall distribute the unallocated
6 amounts for grants to all food pantries in proportion to the number of persons served
7 by those food pantries.

8 (c) The total amount of all grants awarded annually to each food pantry under
9 this section may not exceed \$15,000.

10 **(3)** (a) Grants awarded under this section may be used for any of the following
11 purposes:

12 1. The purchase, storage, transportation, coordination or distribution of food
13 to needy households.

14 2. The administration of emergency food distribution.

15 3. The purchase of capital equipment.

16 4. Programs designed to increase food availability to needy households or
17 enhance food security.

18 5. Nutrition education and outreach.

19 6. Technical assistance related to food pantry management.

20 (b) No grant received under this section may be used to foster or advance
21 religious or political views.

22 **(4)** A food pantry is eligible for a grant under this section if the food pantry
23 meets all of the following requirements:

24 (a) The food pantry applies for a grant on an application developed by the
25 department. The application may not exceed one page.

SENATE BILL 94

SECTION 3

1 (b) The food pantry is a nonprofit organization or is affiliated with a nonprofit
2 organization.

3 (c) The food pantry distributes food packages directly, without charge, to needy
4 households.

5 (d) The food pantry is open to the general public in its service area.

6 (e) The food pantry does not base food distribution on any criteria other than
7 need of the recipient, except to the extent necessary for the orderly and fair
8 distribution of food.

9 (f) The food pantry has a permanent address, regular hours of operation, and
10 is open at least one day per month.

11 (g) The food pantry adheres to the U.S. department of agriculture food safety
12 and food storage standards.

13 (5) The department may not use more than 5% of the total amount
14 appropriated under s. 20.435 (3) (fp) for administration of the grant program under
15 this section.

16 (6) A food pantry that receives a grant under this section shall, not later than
17 60 days after the end of the grant period, submit a report, not longer than 3 pages,
18 to the department in the manner prescribed by the department by rule, that
19 describes how the grant money was used by the food pantry. The department shall
20 compile the reports and submit the compiled reports to the legislature under s.

21 13.172 (2).³

22 ~~SECTION 4. Nonstatutory provisions.~~

23 (1) ⁴⁸FOOD PANTRY GRANT RULES. Not later than the first day of the 6th month
24 beginning after the effective date of this subsection, the department of health and
25 family services shall promulgate any rules necessary to implement the grant

SENATE BILL 94

1 program under section 46.766 of the statutes, as created by this act. Prior to
2 promulgating the rules, the department of health and family services shall convene
3 a committee to advise the department regarding the department's proposed rules.

4 The committee shall be composed of all of the following:

- 5 (a) One representative of an emergency food provider.
- 6 (b) One representative of a food bank.
- 7 (c) One representative of a community action agency.
- 8 (d) One representative of a faith-based social services organization.
- 9 (e) One representative of the University of Wisconsin-Extension with
10 experience in hunger prevention policies.
- 11 (f) Two persons, other than those specified in paragraphs (a) to (e) with
12 experience in hunger prevention and emergency food distribution. 》

13 (END)

1 **“SECTION 1568c.** 46.766 of the statutes is created to read:

2 **46.766 Food pantry grants. (1)** In this section:

3 (a) “Nonprofit organization” means an organization described in section 501 (c)
4 of the Internal Revenue Code.

5 (b) “Rural” means outside a metropolitan statistical area specified under 42
6 CFR 412.62 (ii) (A) or within a metropolitan statistical area but isolated from an
7 urban center.

8 (2) (a) From the appropriation under s. 20.435 (3) (fp), the department shall
9 provide annual grants to food pantries that meet the eligibility requirements under
10 sub. (4). The amount of each grant awarded to a food pantry shall be in proportion
11 to the number of persons served by the food pantry.

12 (b) The department shall allocate 25% of the amounts appropriated under s.
13 20.435 (3) (fp) for grants to rural food pantries. The department shall allocate the
14 remainder of the amounts available for grants under s. 20.435 (3) (fp) for grants to
15 all food pantries. If, after awarding the grants to rural food pantries, any of the
16 moneys remain unallocated, the department shall distribute the unallocated
17 amounts for grants to all food pantries in proportion to the number of persons served
18 by those food pantries.

19 (c) The total amount of all grants awarded annually to each food pantry under
20 this section may not exceed \$15,000.

21 (3) (a) Grants awarded under this section may be used for any of the following
22 purposes:

23 1. The purchase, storage, transportation, coordination or distribution of food
24 to needy households.

25 2. The administration of emergency food distribution.

1 3. The purchase of capital equipment.

2 4. Programs designed to increase food availability to needy households or
3 enhance food security.

4 5. Nutrition education and outreach.

5 6. Technical assistance related to food pantry management.

6 (b) No grant received under this section may be used to foster or advance
7 religious or political views.

8 (4) A food pantry is eligible for a grant under this section if the food pantry
9 meets all of the following requirements:

10 (a) The food pantry applies for a grant on an application developed by the
11 department. The application may not exceed one page.

12 (b) The food pantry is a nonprofit organization or is affiliated with a nonprofit
13 organization.

14 (c) The food pantry distributes food packages directly, without charge, to needy
15 households.

16 (d) The food pantry is open to the general public in its service area.

17 (e) The food pantry does not base food distribution on any criteria other than
18 need of the recipient, except to the extent necessary for the orderly and fair
19 distribution of food.

20 (f) The food pantry has a permanent address, regular hours of operation, and
21 is open at least one day per month.

22 (g) The food pantry adheres to the U.S. department of agriculture food safety
23 and food storage standards.

1 (5) The department may not use more than 5% of the total amount
2 appropriated under s. 20.435 (3) (fp) for administration of the grant program under
3 this section.

4 (6) A food pantry that receives a grant under this section shall, not later than
5 60 days after the end of the grant period, submit a report, not longer than 3 pages,
6 to the department in the manner prescribed by the department by rule, that
7 describes how the grant money was used by the food pantry. The department shall
8 compile the reports and submit the compiled reports to the legislature under s.
9 13.172 (2).”.

10 4. Page 1334, line 7: after that line insert:

11 “(4g) FOOD PANTRY GRANT RULES. Not later than the first day of the 6th month
12 beginning after the effective date of this subsection, the department of health and
13 family services shall promulgate any rules necessary to implement the grant
14 program under section 46.766 of the statutes, as created by this act. Prior to
15 promulgating the rules, the department of health and family services shall convene
16 a committee to advise the department regarding the department’s proposed rules.
17 The committee shall be composed of all of the following:

18 (a) One representative of an emergency food provider.

19 (b) One representative of a food bank.

20 (c) One representative of a community action agency.

21 (d) One representative of a faith-based social services organization.

22 (e) One representative of the University of Wisconsin-Extension with
23 experience in hunger prevention policies.

