

**2019 DRAFTING REQUEST**

**Bill**

For: **Scott Krug (608) 266-0215** Drafter: **kpaczusk**  
 By: **John** Secondary Drafters:  
 Date: **2/19/2019** May Contact:

Same as LRB: **-4496**

Submit via email: **YES**  
 Requester's email: **Rep.Krug@legis.wisconsin.gov**  
 Carbon copy (CC) to: **mary.pfotenhauer@legis.wisconsin.gov**  
**konrad.paczuski@legis.wisconsin.gov**

**Pre Topic:**

No specific pre topic given

**Topic:**

Food bank grant program

**Instructions:**

Redraft 2017 AB 577 for the 2019 session

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kpaczusk 2/25/2019	ccarmich 3/4/2019			
/P1	kpaczusk 3/6/2019	ccarmich 3/7/2019	lparisi 3/4/2019		State
/P2			lparisi 3/7/2019		State
/1			mbarman 9/30/2019	mbarman 9/30/2019	State

FE Sent For:

At Intro

<END>

**Paczuski, Konrad**

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**From:** Reinemann, John <John.Reinemann@legis.wisconsin.gov>  
**Sent:** Wednesday, February 13, 2019 2:58 PM  
**To:** Paczuski, Konrad <Konrad.Paczuski@legis.wisconsin.gov>  
**Subject:** Redraft requested of 2017 AB 577

Hi Konrad. I am John Reinemann, new RA in Rep. Krug's office.

Rep. Krug would like to re-introduce 2017 AB 577 / SB 487 (grants to support donation of farm and food products to food banks) for introduction this session.

Please let me know of any questions or concerns. Thank you.

John Reinemann  
Aide to Rep. Scott Krug  
608-266-0215  
Emails and office information:  
<https://tinyurl.com/y8kyp4pe>

*— Additional instructions:*

*Include the changes adopted in AA 2 to AB 577.*



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRBa1691/1  
KP:ahe

**ASSEMBLY AMENDMENT 2,  
TO ASSEMBLY BILL 577**

January 4, 2018 - Offered by Representative KRUG.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 2: after "banks" insert "and emergency feeding organizations".

3 **2.** Page 2, line 12: after that line insert:

4 "(ag) "Emergency feeding organization" means a nonprofit organization that  
5 distributes or coordinates the distribution of federal commodities to food pantries or  
6 other organizations that dispense food to low-income individuals to alleviate hunger  
7 and that monitors its network for service data and compliance with operational and  
8 food safety standards."

9 **3.** Page 2, line 13: delete "(a)" and substitute "(ar)".

10 **4.** Page 2, line 15: after "hunger" insert "and that monitors its network for  
11 service data and compliance with operational and food safety standards".

12 **5.** Page 2, line 16: delete "Food" and substitute "Statewide food".

1           **6.** Page 2, line 17: delete “that, together, serve” and substitute “or that  
2 provides statewide support to a network of emergency feeding organizations and  
3 distributes food or federal commodities to”.

4           **7.** Page 2, line 18: delete “award” and substitute “initiate a  
5 request-for-proposal process for the purpose of awarding”.

6           **8.** Page 2, line 19: after “a” insert “statewide”.

7           **9.** Page 2, line 21: after “banks” insert “or emergency feeding organizations”.

8           **10.** Page 2, line 22: after “the” insert “statewide”.

9           **11.** Page 3, line 1: after “require the” insert “statewide”.

10          **12.** Page 3, line 4: after “banks” insert “or emergency feeding organizations”.

11          **13.** Page 3, line 6: after “food banks,” insert “emergency feeding  
12 organizations,”.

13          **14.** Page 3, line 7: delete “banks,” and substitute “banks or emergency feeding  
14 organizations,”.

15          **15.** Page 3, line 14: after that line insert:

16          “(5m) Only food pantries or other organizations that dispense food to  
17 low-income individuals to alleviate hunger operating in this state and that are  
18 members in good standing of a food bank or emergency feeding organization may  
19 receive farm products and food products from farms and food processing facilities  
20 accepting grant funds under this section from a statewide food bank association.”.

21          **16.** Page 3, line 15: after “a” insert “statewide”.

22          **17.** Page 3, line 17: after “a food bank” insert “or emergency feeding  
23 organization”.

1           **18.** Page 3, line 17: after “the food bank” insert “or emergency feeding  
2 organization”.

3           **19.** Page 3, line 18: delete “a membership, affiliation, or delivery” and  
4 substitute “any”.

5           **20.** Page 3, line 20: after that line insert:

6           “(6m) The department shall prohibit a statewide food bank association that  
7 accepts grant funds under this section from charging any fee to a food bank or  
8 emergency feeding organization for providing or delivering farm products or food  
9 products that are harvested, packaged, or transported using grant funds under this  
10 section.”.

11           **21.** Page 4, line 1: delete lines 1 to 3.

12

(END)



**2017 ASSEMBLY BILL 577**

INSERT  
D-NOTE

IN: 2/25  
OUT: 3/4

October 24, 2017 - Introduced by Representatives KRUG, ANDERSON, BALLWEG, E. BROOKS, KREMER, KULP, MURSAU, NOVAK, PETERSEN, POPE, PRONSCHINSKE, QUINN, C. TAYLOR, RIPP, SARGENT, SKOWRONSKI, SUBECK and VORPAGEL, cosponsored by Senators PETROWSKI, FEYEN, MOULTON, OLSEN, VINEHOUT and WANGGAARD. Referred to Committee on Consumer Protection.

1 AN ACT to create 20.115 (4) (ap) and 93.485 of the statutes; relating to: grants  
2 to support donation of farm and food products to food banks and making an  
3 appropriation. *and emergency feeding organizations*

**Analysis by the Legislative Reference Bureau**

This bill requires the Department of Agriculture, Trade and Consumer Protection to award an annual grant to a nonprofit organization that operates as a statewide association of food banks to promote the donation of excess and unmarketable farm and food products from farms and food processing facilities to food banks. In awarding the grant, DATCP is required to award \$1 for every \$1 of private funds the grant recipient raises for this purpose, up to a total of \$250,000 in a fiscal year. Under the bill, DATCP must require the grant recipient to use the grant money to reimburse farmers and food processing facilities for the cost of harvesting, packaging for transport, and transporting to food banks, excess or unmarketable farm and food products and to process, warehouse, and transport donated farm and food products to food banks, food processing facilities, and food pantries. The bill prohibits DATCP from awarding this grant after June 30, 2022.

For further information see the *state* 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:**

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

2019-20 2020-21  
2017-18 2018-19

3 20.115 Agriculture, trade and consumer  
4 protection, department of

5 (4) AGRICULTURAL ASSISTANCE

6 (ap) Harvest for hope grant GPR A 250,000 250,000

7 SECTION 2. 20.115 (4) (ap) of the statutes is created to read:

8 20.115 (4) (ap) *Harvest for hope grant.* The amounts in the schedule for the  
9 grant under s. 93.485. No money may be expended from the appropriation under this  
10 paragraph after June 30, 2022, except moneys encumbered before that date.

11 SECTION 3. 93.485 of the statutes is created to read:

12 *INS 2-12* 93.485 Harvest for hope grant. (1) In this section:

13 (b) (a) "Food bank" means a nonprofit organization that collects and distributes  
14 food to food pantries or other organizations that dispense food to low-income  
15 individuals to alleviate hunger. *and that monitors its network for service data and compliance with operational and food safety standards*

16 (c) (b) "Food bank association" means a nonprofit organization that operates as a  
17 statewide association of food banks *Statewide food* that, together, serve all counties in this state,  
18 *or that provides statewide support to a network of emergency feeding organizations and distributes food*

18 (2) The department shall award a grant from the appropriation under s. 20.115  
19 *initiate a request-for-proposal process for the purpose of awarding*

19 (4) (ap) to a food bank association to promote the donation of excess or unmarketable  
20 farm products or food products from farms and food processing facilities to food  
21 banks. *or emergency feeding organizations* In awarding this grant, the department shall award \$1 for every \$1 of private  
22 funds that the food bank association raises for this purpose in a given fiscal year, up  
23 to a total of \$250,000 in that fiscal year.



## ASSEMBLY BILL 577

1           (3) Subject to subs. (4) and (5), the department shall require the <sup>statewide</sup> food bank  
 2 association to use the grant to reimburse farmers and food processing facilities for  
 3 the costs of harvesting, packaging for transport, transporting, and donating to food  
 4 banks <sup>or emergency feeding organizations</sup> excess or unmarketable farm products or food products and to process donated  
 5 farm products into nonperishable form, for transporting donated farm products or  
 6 food products to food banks, <sup>emergency feeding organizations,</sup> food processing facilities, and food pantries or other  
 7 organizations that are eligible to receive donations from food banks, <sup>or emergency feeding organizations</sup> for warehousing  
 8 donated farm products and food products, and for related administrative expenses.

9           (4) No more than 11 percent of the grant may be used for administrative  
 10 expenses. Administrative expenses do not include transportation expenses.

11           (5) <sup>(a)</sup> Only farms and food processing facilities in this state are eligible for  
 12 reimbursement under sub. (3), and only farm products and food products from farms  
 13 and food processing facilities in this state may be processed, warehoused, or  
 14 transported under sub. (3).

15           (6) <sup>(a)</sup> The department shall prohibit <sup>statewide</sup> a food bank association from distributing  
 16 farm products or food products that are harvested, packaged, or transported using  
 17 grant funds under this section to a food bank <sup>or emergency feeding organization</sup> unless the food bank <sup>or any</sup> agrees not to  
 18 charge a membership, affiliation, or delivery fee for providing or delivering the farm  
 19 products or food products to a food pantry or other organization that dispenses food  
 20 to low-income individuals to alleviate hunger.

21           (7) The department shall require the grant recipient to report annually to the  
 22 secretary on the use of the grant at the time and in the manner required by the  
 23 secretary.

24           (8) The department may not award a grant under this section after June 30,  
 25 2022.



**2019-2020 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2154/P1ins  
KP:...

1           INS 2-12

2           (a) “Emergency feeding organization” means a nonprofit organization that  
3 distributes or coordinates the distribution of federal commodities to food pantries or  
4 other organizations that dispense food to low-income individuals to alleviate hunger  
5 and that monitors its network for service data and compliance with operational and  
6 food safety standards.

7           END INS 2-12

8           INS 3-14

9           (b) Only food pantries or other organizations that dispense food to low-income  
10 individuals to alleviate hunger operating in this state and that are members in good  
11 standing of a food bank or emergency feeding organization may receive farm  
12 products and food products from farms and food processing facilities accepting grant  
13 funds under this section from a statewide food bank association.

14          END INS 3-14

15          INS 3-20

16          (b) The department shall prohibit a statewide food bank association that  
17 accepts grant funds under this section from charging any fee to a food bank or  
18 emergency feeding organization for providing or delivering farm products or food  
19 products that are harvested, packaged, or transported using grant funds under this  
20 section.

21          END INS 3-20

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2154/P1dn  
KP:cdc

[date]

1 Representative Krug:

2 This redraft of 2017 Assembly Bill 577 for the 2019 session leaves the sunset date for  
3 the Harvest for Hope grant under s. 93.485 (8) at June 30, 2022. If you would like to  
4 adjust the sunset date, please let me know.

5 Thank you.

[SIG]

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-2154/P1dn  
KP:cde

March 4, 2019

Representative Krug:

This re-draft of 2017 Assembly Bill 577 for the 2019 session leaves the sunset date for the Harvest for Hope grant under s. 93.485 (8) at June 30, 2022. If you would like to adjust the sunset date, please let me know.

Thank you.

Konrad Paczuski  
Legislative Attorney  
(608) 504-5814  
Konrad.Paczuski@legis.wisconsin.gov



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-2154/P1 *sep 2*  
KP:cdc

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

*IN: 3/6/2019*  
*OUT: 3/8/2019*

- 1 **AN ACT to create** 20.115 (4) (ap) and 93.485 of the statutes; **relating to:** grants  
2 to support donation of farm and food products to food banks and emergency  
3 feeding organizations and making an appropriation.

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***Analysis by the Legislative Reference Bureau***

This bill requires the Department of Agriculture, Trade and Consumer Protection to award an annual grant to a nonprofit organization that operates as a statewide association of food banks to promote the donation of excess and unmarketable farm and food products from farms and food processing facilities to food banks and emergency feeding organizations. In awarding the grant, DATCP is required to award \$1 for every \$1 of private funds the grant recipient raises for this purpose, up to a total of \$250,000 in a fiscal year. Under the bill, DATCP must require the grant recipient to use the grant money to reimburse farmers and food processing facilities for the cost of harvesting, packaging for transport, and transporting to food banks or emergency feeding organizations excess or unmarketable farm and food products and to process, warehouse, and transport donated farm and food products to food banks, emergency feeding organizations, food processing facilities, and food pantries. The bill prohibits DATCP from awarding this grant after June 30, 2022. *2024*

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

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

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

**2019-20            2020-21**

3   **20.115    Agriculture, trade and consumer**  
4                   **protection, department of**

5   (4)   AGRICULTURAL ASSISTANCE

6       (ap)   Harvest for hope grant                   GPR     A           250,000       250,000

7           **SECTION 2.** 20.115 (4) (ap) of the statutes is created to read:

8           20.115 (4) (ap) *Harvest for hope grant.* The amounts in the schedule for the  
9 grant under s. 93.485. No money may be expended from the appropriation under this  
10 paragraph after June 30, 2022, except moneys encumbered before that date.

11          **SECTION 3.** 93.485 of the statutes is created to read:

12          **93.485 Harvest for hope grant. (1)** In this section:

13          (a) “Emergency feeding organization” means a nonprofit organization that  
14 distributes or coordinates the distribution of federal commodities to food pantries or  
15 other organizations that dispense food to low-income individuals to alleviate hunger  
16 and that monitors its network for service data and compliance with operational and  
17 food safety standards.

18          (b) “Food bank” means a nonprofit organization that collects and distributes  
19 food to food pantries or other organizations that dispense food to low-income  
20 individuals to alleviate hunger and that monitors its network for service data and  
21 compliance with operational and food safety standards.

22          (c) “Statewide food bank association” means a nonprofit organization that  
23 operates as a statewide association of food banks or that provides statewide support

1 to a network of emergency feeding organizations and distributes food or federal  
2 commodities to all counties in this state.

3 (2) The department shall initiate a request-for-proposal process for the  
4 purpose of awarding a grant from the appropriation under s. 20.115 (4) (ap) to a  
5 statewide food bank association to promote the donation of excess or unmarketable  
6 farm products or food products from farms and food processing facilities to food banks  
7 or emergency feeding organizations. In awarding this grant, the department shall  
8 award \$1 for every \$1 of private funds that the food bank association raises for this  
9 purpose in a given fiscal year, up to a total of \$250,000 in that fiscal year.

10 (3) Subject to subs. (4) and (5), the department shall require the statewide food  
11 bank association to use the grant to reimburse farmers and food processing facilities  
12 for the costs of harvesting, packaging for transport, transporting, and donating to  
13 food banks or emergency feeding organizations excess or unmarketable farm  
14 products or food products and to process donated farm products into nonperishable  
15 form, for transporting donated farm products or food products to food banks,  
16 emergency feeding organizations, food processing facilities, and food pantries or  
17 other organizations that are eligible to receive donations from food banks or  
18 emergency feeding organizations, for warehousing donated farm products and food  
19 products, and for related administrative expenses.

20 (4) No more than 11 percent of the grant may be used for administrative  
21 expenses. Administrative expenses do not include transportation expenses.

22 (5) (a) Only farms and food processing facilities in this state are eligible for  
23 reimbursement under sub. (3), and only farm products and food products from farms  
24 and food processing facilities in this state may be processed, warehoused, or  
25 transported under sub. (3).



1 (b) Only food pantries or other organizations that dispense food to low-income  
2 individuals to alleviate hunger operating in this state and that are members in good  
3 standing of a food bank or emergency feeding organization may receive farm  
4 products and food products from farms and food processing facilities accepting grant  
5 funds under this section from a statewide food bank association.

6 (6) (a) The department shall prohibit a statewide food bank association from  
7 distributing farm products or food products that are harvested, packaged, or  
8 transported using grant funds under this section to a food bank or emergency feeding  
9 organization unless the food bank or emergency feeding organization agrees not to  
10 charge any fee for providing or delivering the farm products or food products to a food  
11 pantry or other organization that dispenses food to low-income individuals to  
12 alleviate hunger.

13 (b) The department shall prohibit a statewide food bank association that  
14 accepts grant funds under this section from charging any fee to a food bank or  
15 emergency feeding organization for providing or delivering farm products or food  
16 products that are harvested, packaged, or transported using grant funds under this  
17 section.

18 (7) The department shall require the grant recipient to report annually to the  
19 secretary on the use of the grant at the time and in the manner required by the  
20 secretary.

21 (8) The department may not award a grant under this section after June 30,

22 2022.

2024

23 SECTION 4. Effective date.



## Paczuski, Konrad

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**From:** Barman, Mike <Mike.Barman@legis.wisconsin.gov>  
**Sent:** Wednesday, March 06, 2019 12:42 PM  
**To:** Paczuski, Konrad <Konrad.Paczuski@legis.wisconsin.gov>  
**Subject:** Re-draft request ... LRB -2154/P1

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**From:** Rep.Krug <Rep.Krug@legis.wisconsin.gov>  
**Sent:** Wednesday, March 06, 2019 12:40 PM  
**To:** LRB.Legal <lrblegal@legis.wisconsin.gov>  
**Subject:** RE: Draft review: LRB -2154/P1

Hi Konrad. Upon consideration maybe we should extend the date as you inquire about. Please make the date June 30, 2024. Thank you.

John Reinemann  
Aide to Rep. Scott Krug  
608-266-0215  
Emails and office information:  
<https://tinyurl.com/y8kyp4pe>

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**From:** LRB.Legal <lrblegal@legis.wisconsin.gov>  
**Sent:** Monday, March 4, 2019 12:59 PM  
**To:** Rep.Krug <Rep.Krug@legis.wisconsin.gov>  
**Subject:** Draft review: LRB -2154/P1

**Following is the PDF version of draft LRB -2154/P1 and drafter's note.**

## Barman, Mike

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**From:** Barman, Mike  
**Sent:** Monday, September 30, 2019 10:22 AM  
**To:** Paczuski, Konrad  
**Subject:** FW: LRB 2154 ... re-draft request + companion bill request

Needs a "/1"

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**From:** Reinemann, John <John.Reinemann@legis.wisconsin.gov>  
**Sent:** Monday, September 30, 2019 10:19 AM  
**To:** LRB.Legal <lrblegal@legis.wisconsin.gov>  
**Cc:** Fiocchi, Tim <Tim.Fiocchi@legis.wisconsin.gov>  
**Subject:** LRB 2154

Hi.

I think I still need to request the jacket for LRB 2154 as an Assembly proposal, so I am writing to do that at this time.

Also, Sen. Petrowski will be introducing a companion in the Senate, so please send a Senate draft to his office jacketed for introduction in the Senate.

Please call or email w any questions. Thank you.

John Reinemann  
Aide to Rep. Scott Krug  
608-266-0215  
Emails and office information:  
<https://tinyurl.com/y8kyp4pe>



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-2154/P2  
KP:cdc

No change

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

- 1 **AN ACT to create** 20.115 (4) (ap) and 93.485 of the statutes; **relating to:** grants  
2 to support donation of farm and food products to food banks and emergency  
3 feeding organizations and making an appropriation.

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***Analysis by the Legislative Reference Bureau***

This bill requires the Department of Agriculture, Trade and Consumer Protection to award an annual grant to a nonprofit organization that operates as a statewide association of food banks to promote the donation of excess and unmarketable farm and food products from farms and food processing facilities to food banks and emergency feeding organizations. In awarding the grant, DATCP is required to award \$1 for every \$1 of private funds the grant recipient raises for this purpose, up to a total of \$250,000 in a fiscal year. Under the bill, DATCP must require the grant recipient to use the grant money to reimburse farmers and food processing facilities for the cost of harvesting, packaging for transport, and transporting to food banks or emergency feeding organizations excess or unmarketable farm and food products and to process, warehouse, and transport donated farm and food products to food banks, emergency feeding organizations, food processing facilities, and food pantries. The bill prohibits DATCP from awarding this grant after June 30, 2024.

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

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



**Barman, Mike**

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**From:** LRB.Legal  
**To:** Rep.Krug@legis.wisconsin.gov  
**Subject:** Draft review: LRB -2154/1  
**Attachments:** 19-2154/1

**State of Wisconsin - Legislative Reference Bureau**  
**One East Main Street - Suite 200 - Madison**

**The attached draft was prepared at your request. Please review it carefully to ensure that it satisfies your intent.** If you have any questions concerning the draft or would like to have it redrafted, please contact Konrad Paczuski, Legislative Attorney, at (608) 504-5814, at [Konrad.Paczuski@legis.wisconsin.gov](mailto:Konrad.Paczuski@legis.wisconsin.gov), or at One East Main Street, Suite 200.

**We will jacket this draft for introduction in the Assembly.**

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will submit a request to DOA when the draft is introduced. You may obtain a fiscal estimate on the draft prior to introduction by contacting our program assistants at [LRB.Legal@legis.wisconsin.gov](mailto:LRB.Legal@legis.wisconsin.gov) or at (608) 266-3561. If you requested a fiscal estimate on an earlier version of this draft and would like to obtain a fiscal estimate on the current version before it is introduced, you will need to request a revised fiscal estimate from our program assistants.

**Please call our program assistants at (608) 266-3561 if you have any questions regarding this email.**