1 A bill to be entitled 2 An act relating to food recovery; amending s. 595.420, 3 F.S.; providing definitions; directing the Department 4 of Agriculture and Consumer Services, subject to 5 legislative appropriation, to implement a pilot 6 program to provide incentives to food recovery food 7 recovery entities to negotiate the price for fresh 8 food products; providing shipping requirements; 9 authorizing food recovery entities to reject certain fresh food products; requiring the department to 10 11 reimburse food recovery entities for certain costs; 12 providing reimbursement requirements; requiring the 13 department to submit reports to the Governor and Legislature by specified dates and to adopt rules; 14 providing for expiration of the pilot program; 15 16 providing an appropriation; providing an effective 17 date. 18 19 Be It Enacted by the Legislature of the State of Florida: 20 Subsection (8) is added to section 595.420, 21 Section 1. 22 Florida Statutes, to read: 23 595.420 Food recovery; legislative intent; department 24 functions.-25 (8) (a) As used in this subsection, the term:

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CODING: Words stricken are deletions; words underlined are additions.

1. "Food producer" means an agricultural company, or their associated shipper, that produces fresh food products in the state.

- 2. "Food recovery entity" means a nonprofit association engaged in food recovery and distribution that has at least 20 years of operation in the state and has received a minimum of 10 million pounds of perishable fresh food products annually for the last 3 years.
- 3. "Fresh food products" means high-quality fresh fruits, vegetables, proteins, and dairy produced by a food producer that are delivered to their final destination for charitable distribution and meet United States Department of Agriculture commodity standards and grades upon such delivery.
- (b) Subject to legislative appropriation, the department shall implement a pilot program for food recovery entities to negotiate a discounted price for fresh food products so that the fresh food products can be exclusively distributed for charitable purposes to relieve human hunger in the state.
- (c) Food recovery entities must negotiate and pay a discounted price to a food producer for the purchase of food products. The harvest or processing date and the current market price of each fresh food product purchased and the shipment destination must be included by invoice, bill of lading, or other documents from the food producer to the food recovery entity.

51	(d) Food recovery entities may reject any fresh food
52	product that does not meet the quality standards of the food
53	recovery entity.
54	(e) The department shall reimburse a food recovery entity
55	for each negotiated purchase of fresh food products and an
56	additional 2 cents per pound of fresh food products purchased
57	for costs to deliver and distribute the fresh food products for
58	charitable purposes. To receive reimbursement, a food recovery
59	<pre>entity must:</pre>
60	1. Certify in writing that:
61	a. The fresh food products meet the quality standards of
62	the food recovery entity.
63	b. The purchased fresh food products will not be sold to
64	wholesale, retail, or secondary markets for monetary gain.
65	2. Submit an invoice as prescribed by the department,
66	which includes the following information:
67	a. Shipment date.
68	b. Shipment location by shipper and city.
69	c. Number of packages shipped and the price for each fresh
70	food product.
71	d. Total price paid for each fresh food product.
72	e. Total invoice price paid.
73	f. Total pounds shipped by measured weight or by estimate
74	of the fresh food product.
75	(f) The department shall submit reports on the pilot

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76	program to the Governor, the President of the Senate, and the
77	Speaker of the House of Representatives by January 1, 2025, and
78	by January 1, 2026. The reports must include all of the
79	following:
30	1. Each fresh food product by package size, total number
31	of packages, and average price per package.
32	2. Each fresh food product by total pounds and total
33	average price per pound.
3 4	3. Total dollars total spent on each fresh food product
35	and total dollars spent on all fresh food products.
36	(g) The department shall adopt rules to implement this
37	subsection.
8 8	(h) This subsection expires on January 1, 2026.
3 9	Section 2. For the 2024-2025 fiscal year, the sum of \$5
90	million in nonrecurring funds from the General Revenue Fund is
91	appropriated to the Department of Agriculture and Consumer
22	Services to implement the hilot program under s. 595 /20(8)

Section 3. This act shall take effect July 1, 2024.

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F<u>lorida Statutes.</u>

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