

# STATE OF NEW YORK

8468

## IN SENATE

June 3, 2020

Introduced by Sen. JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture

AN ACT to amend the agriculture and markets law, in relation to providing fresh produce to food deserts in the state

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 16 of the agriculture and markets law is amended by  
2 adding a new subdivision 51 to read as follows:

3 51. (a) Establish a program in the state to purchase fresh produce  
4 from farms located in the state utilizing all monies appropriated to  
5 such program and distribute such fresh produce in areas of the state  
6 determined by the commissioner to be food deserts. The commissioner  
7 shall promulgate for such program:

8 (i) eligibility and application criteria for individuals in areas in  
9 the state designated as food deserts to receive fresh produce pursuant  
10 to the program;

11 (ii) eligibility and application criteria for farms in the state to  
12 register as vendors to expedite the acquisition and distribution of  
13 fresh produce from such farms.

14 (b) As used in this subdivision "food desert" shall have the same  
15 meaning as defined by the United States department of agriculture. For  
16 the purposes of the program established pursuant to paragraph (a) of  
17 this subdivision, the commissioner shall additionally consider readily  
18 available access to fresh foods, the socio-economics of an area, and the  
19 distance to food establishments that provide healthy and/or organic  
20 foods when determining what areas of the state are considered to be a  
21 food desert for the purposes of the program.

22 (c) The commissioner shall promulgate any rules or regulations neces-  
23 sary to effectuate the provisions of this subdivision.

24 § 2. This act shall take effect on the ninetieth day after it shall  
25 have become a law. Effective immediately, the addition, amendment  
26 and/or repeal of any rule or regulation necessary for the implementation  
27 of this act on its effective date are authorized to be made and  
28 completed on or before such effective date.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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