



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB3557

Introduced 2/17/2023, by Rep. Sonya M. Harper

SYNOPSIS AS INTRODUCED:

30 ILCS 595/5
30 ILCS 595/10
30 ILCS 595/13 new

Amends the Local Food, Farms, and Jobs Act. Defines terms. Provides that it shall be the goal of this State that at least 20% of all food and food products purchased by State agencies and State-owned facilities shall be local farm or food products produced by socially disadvantaged farmers. Provides that the Local Food, Farms, and Jobs Council shall support and encourage that 10% of food and food products purchased by entities funded in part or in whole by State dollars shall be local farm or food products produced by socially disadvantaged farmers. Provides for a preference in the awarding of State contracts to socially disadvantaged farmers. Requires State agencies to develop a system of tracking the purchase of farm fresh produce and food products as provided.

LRB103 30287 DTM 56715 b

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Local Food, Farms, and Jobs Act is amended
5 by changing Sections 5, 10, 15, 20, and 25 and by adding
6 Section 13 as follows:

7 (30 ILCS 595/5)

8 Sec. 5. Definitions. As used in this Act:

9 "Food desert" means an area lacking fresh fruit,
10 vegetables, and other healthful whole foods, due to a lack of
11 grocery stores, farmers' markets, or healthy food providers.

12 "Local farm fresh produce or food products" are products:
13 (1) grown in Illinois; or (2) processed and packaged in
14 Illinois, using at least one ingredient grown in Illinois.

15 "Socially disadvantaged farmers" means farmers located in
16 Illinois who have been subjected to racial or ethnic
17 prejudices or who have been placed at a disadvantage because
18 of their identity as a member of a racial or ethnic group
19 without regard to their individual qualities. "Socially
20 disadvantaged farmers" includes farmers who identify as a
21 "minority person", as defined under Section 2 of the Business
22 Enterprise for Minorities, Women, and Persons with
23 Disabilities Act, and who have been certified as a

1 minority-owned business by the Business Enterprise Program.

2 (Source: P.A. 101-258, eff. 1-1-20.)

3 (30 ILCS 595/10)

4 Sec. 10. Procurement goals for local farm fresh produce or
5 food products.

6 (a) In order to create, strengthen, and expand local farm
7 and food economies throughout Illinois, it shall be the goal
8 of this State that 20% of all food and food products purchased
9 by State agencies and State-owned facilities, including,
10 without limitation, facilities for persons with mental health
11 and developmental disabilities, correctional facilities, and
12 public universities, shall, by 2020, be local farm fresh
13 produce or food products.

14 (b) The State shall support and encourage that 10% of food
15 and food products purchased by entities funded in part or in
16 whole by State dollars, which spend more than \$25,000 per year
17 on food or food products for its students, residents, or
18 clients, including, without limitation, public schools, child
19 care facilities, after-school programs, and hospitals, shall,
20 by 2020, be local farm fresh produce or food products.

21 (c) To meet the goals set forth in this Section, when a
22 State contract for purchase of food or food products is to be
23 awarded to the lowest responsible bidder, an otherwise
24 qualified bidder who will fulfill the contract through the use
25 of local farm fresh produce or food products may be given

1 preference over other bidders, provided that the cost included
2 in the bid of local farm fresh produce or food products is not
3 more than 10% greater than the cost included in a bid that is
4 not for local farm fresh produce or food products.

5 (d) All State agencies ~~and State-owned facilities~~ that
6 purchase food and food products for use at State-owned
7 facilities shall develop a system for (i) identifying the
8 percentage of local farm fresh produce or food products
9 purchased for fiscal year 2021 as the baseline; and (ii)
10 tracking and reporting local farm fresh produce or food
11 products purchases on an annual basis.

12 (e) On January 1, 2024 and each January 1 thereafter,
13 those State agencies and State-owned facilities that purchase
14 food or food products shall publish in their respective
15 procurement bulletins, in the form and format prescribed by
16 the chief procurement officer, notice of their purchases of
17 local farm or food products in the immediately preceding
18 fiscal year.

19 (Source: P.A. 102-1119, eff. 1-23-23.)

20 (30 ILCS 595/13 new)

21 Sec. 13. Socially disadvantaged farmers.

22 (a) To create, strengthen, and expand local farm and food
23 economies throughout Illinois, and to create equity in those
24 economies, it is the aspirational goal of this State for at
25 least 10% of all of the food and food products purchased by

1 State agencies to be local farm fresh produce or food products
2 produced by socially disadvantaged farmers.

3 (b) It is also the aspirational goal of the State for at
4 least 10% of the food and food products purchased by entities
5 that are funded in part or in whole by State dollars and that
6 spend more than \$25,000 per year on food or food products to be
7 local farm fresh produce or food products produced by socially
8 disadvantaged farmers.

9 (c) To meet the goals set forth in this Section, when a
10 State contract for the purchase of food or food products is to
11 be awarded to the lowest responsive and responsible bidder, an
12 otherwise qualified bidder who is a socially disadvantaged
13 farmer that will fulfill the contract through the use of local
14 farm fresh produce or food products may be given preference
15 over other bidders, provided that the cost included in the bid
16 of local farm fresh produce or food products is not more than
17 10% greater than the cost included in a bid that is not for
18 local farm fresh produce or food products. A State agency
19 purchasing fresh produce may request any information necessary
20 to determine whether a bidder will fulfill the contract
21 through the use of local farm fresh produce or food products.

22 (d) All State agencies that purchase food and food
23 products for use at State-owned facilities shall develop a
24 system for: (i) identifying the percentage of local farm fresh
25 produce or food products produced by socially disadvantaged
26 farmers and purchased for fiscal year 2020 as the baseline;

1 and (ii) tracking and reporting local farm fresh produce or
2 food products produced by socially disadvantaged farmers and
3 purchased on an annual basis.