

HOUSE BILL 350

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1998 Regular Session
8lr0820
CF 8lr2616

By: **Delegates Rosenberg, B. Hughes, and Hecht**

Introduced and read first time: January 29, 1998

Assigned to: Environmental Matters

Reassigned: Appropriations, February 4, 1998

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 1998

CHAPTER _____

1 AN ACT concerning

2 **Department of Human Resources - Maryland Emergency Food Program**

3 FOR the purpose of establishing, subject to the limitations in the State budget, the
4 Maryland Emergency Food Program in the State Department of Human
5 Resources to provide grants to certain emergency food providers for a certain
6 purpose; establishing a procedure for applying for grants and for allocating
7 Program funds; requiring certain reports; and generally relating to establishing
8 the Maryland Emergency Food Program.

9 BY adding to
10 Article 88A - Department of Human Resources
11 Section 130F through 130K, inclusive, to be under the new subtitle "Maryland
12 Emergency Food Program"
13 Annotated Code of Maryland
14 (1995 Replacement Volume and 1997 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 88A - Department of Human Resources**

18 **MARYLAND EMERGENCY FOOD PROGRAM**

19 130F.

20 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
21 INDICATED.

1 (B) "ADMINISTERING AGENCY" MEANS A LOCAL LEAD AGENCY THAT WILL
2 ADMINISTER THE PROGRAM IN A COUNTY.

3 (C) "DEPARTMENT" MEANS THE DEPARTMENT OF HUMAN RESOURCES.

4 (D) "EMERGENCY FOOD PROVIDER" MEANS A NONPROFIT OR LOCAL
5 GOVERNMENT-RUN ORGANIZATION, INCLUDING A SOUP KITCHEN OR FOOD PANTRY,
6 WHICH PROVIDES FOOD TO NEEDY INDIVIDUALS AT NO CHARGE.

7 (E) "PROGRAM" MEANS THE MARYLAND EMERGENCY FOOD PROGRAM.

8 130G.

9 (A) (1) SUBJECT TO THE LIMITATIONS IN THE STATE BUDGET, THERE IS A
10 MARYLAND EMERGENCY FOOD PROGRAM IN THE DEPARTMENT OF HUMAN
11 RESOURCES.

12 (2) THE COMMUNITY SERVICES ADMINISTRATION IN THE DEPARTMENT
13 SHALL MANAGE THE PROGRAM.

14 ~~(B) THE PURPOSE OF THE PROGRAM IS TO PROVIDE FUNDING TO ASSIST~~
15 ~~EMERGENCY FOOD PROVIDERS IN PURCHASING FOOD FOR NEEDY INDIVIDUALS.~~

16 (B) THE PURPOSE OF THE PROGRAM IS TO:

17 (1) PROVIDE FUNDING TO ASSIST EMERGENCY FOOD PROVIDERS IN
18 PURCHASING FOOD FOR NEEDY INDIVIDUALS; AND

19 (2) ENCOURAGE NEEDY INDIVIDUALS TO BECOME SELF-SUFFICIENT.

20 (C) (1) NO MORE THAN ~~8%~~ 5% OF THE PROGRAM'S BUDGET MAY BE USED TO
21 COVER PROGRAM ADMINISTRATIVE COSTS.

22 (2) ALL REMAINING FUNDING SHALL BE ALLOCATED FOR FOOD
23 PURCHASE ONLY.

24 (3) NO PROGRAM FUNDS MAY BE USED FOR EQUIPMENT OR FOR ANY
25 OTHER CAPITAL EXPENDITURES.

26 130H.

27 THE DEPARTMENT SHALL DESIGNATE AN ADMINISTERING AGENCY TO
28 ADMINISTER THE PROGRAM IN EACH COUNTY.

29 130-I.

30 (A) THE DEPARTMENT SHALL:

31 (1) ADOPT A FORMULA AND QUALIFICATIONS FOR ALLOCATING
32 PROGRAM FUNDS TO THE COUNTIES; AND

1 (2) SUBMIT ANNUALLY TO THE GOVERNOR'S ADVISORY COUNCIL ON
2 NUTRITION A REPORT DETAILING THE STATUS OF THE PROGRAM.

3 (B) EACH ADMINISTERING AGENCY SHALL:

4 (1) APPLY TO THE DEPARTMENT'S COMMUNITY SERVICES
5 ADMINISTRATION FOR A PROGRAM GRANT; AND

6 (2) INCLUDE IN THE APPLICATION A PROCEDURE THAT THE
7 ADMINISTERING AGENCY WILL USE IN ALLOCATING THE PROGRAM GRANT LOCALLY.

8 (C) THE DEPARTMENT'S COMMUNITY SERVICES ADMINISTRATION SHALL
9 APPROVE THE ALLOCATION PROCEDURE BEFORE AN ADMINISTERING AGENCY MAY
10 RECEIVE A PROGRAM GRANT.

11 130J.

12 (A) EACH ADMINISTERING AGENCY SHALL:

13 (1) ASSUME RESPONSIBILITY FOR PROVIDING EMERGENCY FOOD
14 PROVIDERS WITH INFORMATION ON THE PROGRAM, INCLUDING PROGRAM
15 GUIDELINES AND FUND AVAILABILITY;

16 (2) ACCEPT AND PROCESS REQUESTS FOR FUNDING ASSISTANCE FROM
17 THE EMERGENCY FOOD PROVIDERS; AND

18 (3) ALLOCATE THE FUNDING TO THE EMERGENCY FOOD PROVIDERS
19 THAT REQUESTED ASSISTANCE.

20 (B) AFTER AN EMERGENCY FOOD PROVIDER RECEIVES A PROGRAM GRANT,
21 THE PROVIDER SHALL:

22 (1) USE THE GRANT TO PURCHASE FOOD TO BE DISTRIBUTED TO NEEDY
23 INDIVIDUALS; ~~AND~~

24 (2) AS A CONDITION OF DISTRIBUTING FOOD, PROVIDE TO NEEDY
25 INDIVIDUALS INFORMATION, DEVELOPED IN COLLABORATION WITH THE
26 DEPARTMENT OF HUMAN RESOURCES, THAT ENCOURAGES SELF-SUFFICIENCY
27 CONSISTENT WITH THE GOALS OF THE FAMILY INVESTMENT PROGRAM; AND

28 ~~(2)~~ (3) SUBMIT A REPORT TO THE DEPARTMENT AND THE
29 ADMINISTERING AGENCY DETAILING HOW THE GRANT WAS USED.

130K.

30 WHEN FEASIBLE AND COST EFFECTIVE, FOOD PURCHASED UNDER THE
31 PROGRAM SHALL BE PRODUCED, GROWN, AND HARVESTED IN THE STATE.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 July 1, 1998.

