

SENATE BILL 715

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1998 Regular Session  
8lr2616  
CF HB 350

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By: **Senator Trotter**  
Introduced and read first time: February 18, 1998  
Assigned to: Rules

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A BILL ENTITLED

1 AN ACT concerning

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

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

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

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

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

17 MARYLAND EMERGENCY FOOD PROGRAM

18 130F.

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

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

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

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

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

2 130G.

3 (A) (1) THERE IS A MARYLAND EMERGENCY FOOD PROGRAM IN THE  
4 DEPARTMENT OF HUMAN RESOURCES.

5 (2) THE COMMUNITY SERVICES ADMINISTRATION IN THE DEPARTMENT  
6 SHALL MANAGE THE PROGRAM.

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

9 (C) (1) NO MORE THAN 8% OF THE PROGRAM'S BUDGET MAY BE USED TO  
10 COVER PROGRAM ADMINISTRATIVE COSTS.

11 (2) ALL REMAINING FUNDING SHALL BE ALLOCATED FOR FOOD  
12 PURCHASE ONLY.

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

15 130H.

16 THE DEPARTMENT SHALL DESIGNATE AN ADMINISTERING AGENCY TO  
17 ADMINISTER THE PROGRAM IN EACH COUNTY.

18 130-I.

19 (A) THE DEPARTMENT SHALL:

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

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

24 (B) EACH ADMINISTERING AGENCY SHALL:

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

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

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

1 130J.

2 (A) EACH ADMINISTERING AGENCY SHALL:

3 (1) ASSUME RESPONSIBILITY FOR PROVIDING EMERGENCY FOOD  
4 PROVIDERS WITH INFORMATION ON THE PROGRAM, INCLUDING PROGRAM  
5 GUIDELINES AND FUND AVAILABILITY;

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

8 (3) ALLOCATE THE FUNDING TO THE EMERGENCY FOOD PROVIDERS  
9 THAT REQUESTED ASSISTANCE.

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

12 (1) USE THE GRANT TO PURCHASE FOOD TO BE DISTRIBUTED TO NEEDY  
13 INDIVIDUALS; AND

14 (2) SUBMIT A REPORT TO THE DEPARTMENT AND THE ADMINISTERING  
15 AGENCY DETAILING HOW THE GRANT WAS USED.

16 130K.

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

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