



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

29        2. "Food recovery entity" means a nonprofit association  
30 engaged in food recovery and distribution that has at least 20  
31 years of operation in the state and has received a minimum of 10  
32 million pounds of perishable fresh food products annually for  
33 the last 3 years.

34        3. "Fresh food products" means high-quality fresh fruits,  
35 vegetables, proteins, and dairy produced by a food producer that  
36 are delivered to their final destination for charitable  
37 distribution and meet United States Department of Agriculture  
38 commodity standards and grades upon such delivery.

39        (b) Subject to legislative appropriation, the department  
40 shall implement a pilot program for food recovery entities to  
41 negotiate a discounted price for fresh food products so that the  
42 fresh food products can be exclusively distributed for  
43 charitable purposes to relieve human hunger in the state.

44        (c) Food recovery entities must negotiate and pay a  
45 discounted price to a food producer for the purchase of food  
46 products. The harvest or processing date and the current market  
47 price of each fresh food product purchased and the shipment  
48 destination must be included by invoice, bill of lading, or  
49 other documents from the food producer to the food recovery  
50 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 entity must:

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

HB 1159

2024

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:

80 1. Each fresh food product by package size, total number  
81 of packages, and average price per package.

82 2. Each fresh food product by total pounds and total  
83 average price per pound.

84 3. Total dollars total spent on each fresh food product  
85 and total dollars spent on all fresh food products.

86 (g) The department shall adopt rules to implement this  
87 subsection.

88 (h) This subsection expires on January 1, 2026.

89 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  
92 Services to implement the pilot program under s. 595.420(8),  
93 Florida Statutes.

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