



State of Tennessee

PUBLIC CHAPTER NO. 272

SENATE BILL NO. 651

By Niceley, Bowling

Substituted for: House Bill No. 702

By Kevin Brooks, Moody

AN ACT to amend Tennessee Code Annotated, Title 53, relative to food and food products.

WHEREAS, it is the intent of the General Assembly in enacting this act to encourage the expansion of agricultural sales by farmers and of the accessibility to farm-produced foods by informed end consumers through:

- (a) Facilitating the purchase and consumption of fresh local agricultural products;
- (b) Enhancing the agricultural economy; and
- (c) Providing Tennesseans with unimpeded access to healthy food from known sources; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 53-1-102, is amended by inserting the following as a new subdivision:

() "Farm to consumer distribution point" means a temporary or permanent location, that is not open to the general public, where a farmer or the farmer's agent delivers food, produced by the farmer and previously sold under an agreement entered into between the farmer and the consumer, directly to the consumer or the consumer's agent;

SECTION 2. Tennessee Code Annotated, Section 53-1-208, is amended by adding the following as a new subsection:

(d) A license shall not be required for the operation of a farm to consumer distribution point; provided, that the operator of the farm to consumer distribution point:

(1) Has registered the farm to consumer distribution point with the department of revenue for purposes of paying the sales tax under any agreement entered into between a farmer and a consumer pursuant to which the farmer or the farmer's agent delivers food, produced by the farmer and previously sold to the consumer by the farmer, directly to the consumer or the consumer's agent at the farm to consumer distribution point; and

(2) Agrees to only allow deliveries of meats produced by farmers who comply with the Tennessee Meat and Poultry Inspection Act, compiled in chapter 7, part 2 of this title to be made at the farm to consumer distribution point.

SECTION 3. Tennessee Code Annotated, Section 53-8-203, is amended by inserting the following as a new, appropriately designated subdivision:

() "Farm to consumer distribution point" means a temporary or permanent location, that is not open to the general public, where a farmer or the farmer's agent delivers food, produced by the farmer and previously sold under an agreement entered into between the farmer and the consumer, directly to the consumer or the consumer's agent;

SECTION 4. Tennessee Code Annotated, Section 53-8-207, is amended by adding the following as a new subsection:

(d) A permit shall not be required for the operation of a farm to consumer distribution point.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 651

PASSED: April 24, 2017



RANDY McNALLY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 4th day of May 2017



BILL HASLAM, GOVERNOR