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1 AMENDMENT TO HOUSE BILL 3701

2 AMENDMENT NO. _____. Amend House Bill 3701 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the Good
5 Food Purchasing Act.

6 Section 5. Definitions. As used in this Act:

7 "Good food purchasing core values" means the following
8 when used in developing procurement criteria for food:

9 (1) Prioritizing local suppliers, especially small or
10 mid-sized farms, food manufacturers, or food businesses,
11 that are privately or cooperatively operated or operated
12 as not-for-profits. As used in this item (1), "local
13 supplier" means a supplier that is located:

14 (1) if feasible, within Illinois; or

15 (2) if not feasible:

16 (A) within a 250-mile radius of Illinois when

1 procuring food other than meat, poultry, or
2 seafood; or

3 (B) within a 500-mile radius of Illinois when
4 procuring meat, poultry, or seafood.

5 (2) Identifying pathways for purchasing from small and
6 community-based suppliers when purchasing products that
7 cannot be grown or harvested within the mileage
8 limitations specified in item (1), such as seafood,
9 coffee, cocoa, and sugar.

10 (3) Prioritizing suppliers who are entrepreneurs of
11 color and community members who have been impacted by
12 current and historic economic marginalization,
13 difficulties in leveraging institutional buying power,
14 lack of infrastructure, lack of financial resources, lack
15 of staff time, and lack of land.

16 (4) Building partnerships with the community members
17 specified in item (3) to ensure that food products and
18 menus reflect the interests and cultures of everyone they
19 serve.

20 (4) Prioritizing suppliers whose business practices
21 promote: (i) community health and universal rights to
22 clean air and water; (ii) the reduction or elimination of
23 synthetic pesticides and fertilizers; (iii) improved soil
24 health and carbon sequestration; (iv) reduced fossil fuel
25 energy inputs and protection of water resources; (v)
26 biodiversity and ecological resilience; (vi) food waste

1 reduction; (vii) greenhouse gas emission reduction; and
2 (viii) reduction or elimination of single-use plastics and
3 other resource-intensive packaging and reducing carbon and
4 water footprint of food purchases.

5 (5) Sourcing from producers and vendors that: (i)
6 comply with labor laws, including minimum wage laws,
7 through contractual requirements and enforcement; (ii)
8 honor the right to freedom of association; (iii) provide
9 workers with the ability to organize a union and to
10 bargain collectively, free from reprisal, for livable
11 wages and safe and healthy working conditions; (iv) uphold
12 and implement workers' rights principles; and (v)
13 implement cooperative ownership, democratic
14 decision-making, and migrant, racial, and gender justice.

15 (6) Sourcing from farms and ranches that provide
16 healthy and humane conditions for farm animals throughout
17 the lives of those animals by providing: (i) adequate
18 nutrition for the animals; (ii) physical environments that
19 provide the animals with enough space and enrichment to
20 carry out their natural behaviors; (iii) pain control and
21 responsible therapeutic antibiotic use; and (iv) humane
22 handling, transport, and slaughter of the animals.

23 (7) Promoting community health, nutrition, equitable
24 access, and food sovereignty by prioritizing the
25 procurement of high-quality and culturally-relevant whole
26 or minimally processed foods, including vegetables,

1 fruits, whole grains, and plant-forward meals.

2 (8) Prioritizing the procurement of foods that have
3 not undergone preservation methods such as canning and
4 bottling using oils, sugar, or salt.

5 (8) In general, prioritizing products that are
6 certified or endorsed by a national organization that
7 manages a Good Food Purchasing Program.

8 "Good food purchasing equity, accountability, and
9 transparency" means:

10 (1) Having or developing a supplier or vendor
11 diversification plan with goals that include reporting and
12 accountability measures. Data collected under this item
13 (1) shall be disaggregated by demographic group, including
14 race and gender.

15 (2) Prioritizing purchases and addressing barriers to
16 entry for suppliers who have experienced negative systemic
17 social or economic impacts including, but not limited to,
18 women, veterans, people with disabilities, and especially
19 people of color, across all supply chains and to the
20 greatest extent possible.

21 (3) Sharing purchasing data, assessment, purchasing
22 targets, and implementation plans in a publicly accessible
23 location, including online with community members to
24 facilitate engagement and transparency. That data sharing
25 can be achieved by requiring vendor data-sharing.

26 (4) Engaging with community members, including, but

1 not limited to, people served by meal programs, food
2 service workers, constituents, and local food businesses,
3 in informing values-based purchasing decisions and
4 processes.

5 (5) Developing and implementing comprehensive
6 institutional policies that reflect community needs and
7 values and prioritize transparency, racial equity, local
8 economies, environmental sustainability, valued
9 workforce, animal welfare, and community health and
10 nutrition within their operations and food procurement.

11 (6) Ensuring that institutional policies are embedded
12 in agreements for contracted food services and that
13 mechanisms are developed to ensure compliance and
14 accountability through reporting and active contract
15 management.

16 "Minimally processed foods" means foods that are unaltered
17 or slightly altered from the food's natural state through such
18 processes as removal of inedible or unwanted parts, drying,
19 powdering, squeezing, crushing, grinding, fractioning,
20 steaming poaching, boiling, roasting, pasteurization,
21 chilling, freezing, placing in containers, vacuum packaging,
22 nonalcoholic fermentation, and other methods that do not add
23 to the original food, salt, sugar, oils or fats, or food
24 substances other than additives that prolong product duration,
25 protect original properties, or prevent proliferation of
26 microorganisms. "Minimally processed foods" include, but are

1 not limited to, whole grains or flours; fresh or frozen fruits
2 and vegetables; meat, poultry, fish, and seafood, whole or in
3 the form of steaks, fillets, and other cuts; pasteurized milk,
4 eggs, or pasteurized plain yogurt; legumes; and nuts and
5 seeds. "Minimally processed foods" also includes foods made of
6 2 or more items in this group, such as dried mixed fruits, and
7 foods with vitamins and minerals generally added to replace
8 nutrients lost during minimal processing, such as flour
9 fortified with iron and folic acid.

10 Section 10. Good Food Purchasing Task Force.

11 (a) The Good Food Purchasing Task Force created by House
12 Joint Resolution 33 adopted in the 102nd General Assembly is
13 reestablished and shall continue with its study of current
14 procurement practices for food within the State. The Task
15 Force shall explore ways in which good food purchasing can be
16 implemented to maximize the procurement of food in a way that
17 aligns with good food purchasing core values and good food
18 purchasing equity, transparency, and accountability.

19 (b) Specifically, the Task Force shall distribute a survey
20 to each State agency and each State-owned facility that
21 purchases food, including, but not limited to, facilities for
22 persons with mental health challenges and developmental
23 disabilities, correctional facilities, and public institutions
24 of higher education. The survey shall solicit information
25 about current food procurement practices, including, but not

1 limited to:

2 (1) the total amount spent by the agency or facility
3 on food annually;

4 (2) the number and a description of any food service
5 programs implemented or used by the agency or facility;

6 (3) the number and a description of any physical food
7 service sites used by the agency or facility;

8 (4) procurement methods used by the agency or facility
9 and any potential barriers to aligning the agency's or
10 facility's procurement methods with good food purchasing
11 core values and good food purchasing equity, transparency,
12 and accountability;

13 (5) the agency's or facility's food service
14 operational model (i.e. the use of a food service
15 management company, self-operation, or self-operation with
16 some vended food); and

17 (6) the agency's or facility's current procurement
18 calendar.

19 (c) Any action taken in reliance on House Joint Resolution
20 33 of the 102nd General Assembly after January 1, 2023 by any
21 person or entity is hereby validated.

22 (d) The Task Force shall consist of the following members,
23 who shall serve without compensation:

24 (1) the Lieutenant Governor or his or her designee;

25 (2) the Speaker of the House of Representatives or his
26 or her designee;

1 (3) the Minority Leader of the House of
2 Representatives or his or her designee;

3 (4) the Senate President or his or her designee;

4 (5) the Senate Minority Leader or his or her designee;

5 (6) one member nominated by a statewide local food
6 advocacy organization and appointed by the Lieutenant
7 Governor;

8 (7) one member nominated by a national multi-sector
9 food advocacy organization and appointed by the Lieutenant
10 Governor;

11 (8) one member nominated by a Chicago-based food
12 advocacy organization and appointed by the Lieutenant
13 Governor;

14 (9) one member nominated by a statewide environmental
15 advocacy organization and appointed by the Lieutenant
16 Governor;

17 (10) one member nominated by a statewide labor
18 organization that represents food workers and appointed by
19 the Lieutenant Governor;

20 (11) one member nominated by a national farm-animal
21 welfare organization and appointed by the Lieutenant
22 Governor;

23 (12) the Director of the Department of Commerce and
24 Economic Opportunity or his or her designee;

25 (13) the Director of the Environmental Protection
26 Agency or his or her designee;

1 (14) the Director of the Department of Public Health
2 or his or her designee;

3 (15) the Director of the Department of Natural
4 Resources or his or her designee;

5 (16) the Chief Procurement Officer for General
6 Services or his or her designee;

7 (17) the Chief Procurement Officer for Higher
8 Education or his or her designee;

9 (18) the Chief Procurement Officer for the Secretary
10 of State's Office or his or her designee;

11 (19) the Director of Corrections or his or her
12 designee;

13 (20) the Secretary of Human Services or his or her
14 designee;

15 (21) the Director of Central Management Services or
16 his or her designee;

17 (22) the Director of the Department of Agriculture or
18 his or her designee;

19 (23) one member nominated by a statewide organization
20 that advocates for healthy nutrition and appointed by
21 Lieutenant Governor; and

22 (24) one member nominated by a statewide coalition
23 that advocates for a just State food system and appointed
24 by the Lieutenant Governor.

25 The Task Force members shall select a chairperson at the
26 first meeting of the Task Force. Any member appointed under

1 House Joint Resolution 33 of the 102nd General Assembly who
2 was a member of the Task Force at the end of the 102nd General
3 Assembly shall continue to serve on the Task Force unless the
4 member resigns or the member is ineligible or otherwise unable
5 to serve as a member of the Task Force.

6 (e) The Task Force may hire any necessary staff or
7 consultants, enter into contracts, and make any expenditures
8 necessary for carrying out its duties, all out of moneys
9 appropriated for that purpose.

10 (f) The Department of Agriculture shall provide
11 administrative support for the Task Force.

12 (g) The Task Force may establish an advisory committee to
13 ensure maximum public participation in the Task Force's work.

14 (h) The Task Force shall submit a final report to the
15 Governor and General Assembly no later than 2 years after the
16 effective date of this Act. That final report shall include a
17 summary of the results from the survey described in subsection
18 (b) of this Section as well as recommendations for not less
19 than one but not more than 3 State agencies or State-owned
20 facilities that are well positioned to participate in good
21 food purchasing pilot programs, including detailed survey
22 results from those agencies or facilities. Following
23 submission of the final report, the Task Force shall continue
24 to meet to support future good food purchasing pilot programs.

25 Section 15. Good Food Purchasing Fund. The Good Food

1 Purchasing Fund is established as a special fund in the State
2 treasury. Interest earned by the Good Food Purchasing Fund
3 shall be credited to the Fund. Moneys in the Fund may be
4 appropriated to the Department of Agriculture to administer
5 this Act, and moneys in the Fund may not be used for any other
6 purpose. The Fund shall be subject to appropriation, however,
7 the Department of Agriculture shall also be permitted to
8 accept federal government, local government, and private
9 resources at any time to implement this Act.

10 Section 900. The State Finance Act is amended by adding
11 Section 5.1030 as follows:

12 (30 ILCS 105/5.1030 new)

13 Sec. 5.1030. The Good Food Purchasing Fund."