

FIRST REGULAR SESSION

# SENATE BILL NO. 525

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR ARTHUR.

2409S.01H

ADRIANE D. CROUSE, Secretary

## AN ACT

To repeal section 208.285, RSMo, and to enact in lieu thereof one new section relating to the Missouri farmers' market nutrition program.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 208.285, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 208.285,  
3 to read as follows:

208.285. 1. The department of agriculture shall apply  
2 for a grant under the United States Department of  
3 Agriculture's Senior Farmers' Market Nutrition Program **and**  
4 **apply for a grant and submit a state plan under the United**  
5 **States Department of Agriculture's Women, Infants, and**  
6 **Children (WIC) Farmers' Market Nutrition Program** to provide  
7 low-income seniors **and pregnant and postpartum women,**  
8 **infants, and children under five years of age who are found**  
9 **to be at nutritional risk** with vouchers or other approved  
10 and acceptable methods of payment including, but not limited  
11 to, electronic cards that may be used to purchase eligible  
12 foods at farmers' markets[, roadside stands, and community-  
13 supported agriculture (CSA) programs].

14 2. There is hereby established the "Missouri [Senior]  
15 Farmers' Market Nutrition Program" within the department of  
16 agriculture. Upon receipt of any grant moneys under  
17 subsection 1 of this section, the program shall supply  
18 Missouri-grown, fresh produce to [senior] participants

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19 through the distribution of vouchers or other approved  
20 methods of payment that may be used only at designated  
21 Missouri farmers' markets[, roadside stands, and CSA  
22 programs]. The program is designed to provide a  
23 supplemental source of fresh produce for the dietary needs  
24 of low-income seniors **and pregnant and postpartum women,**  
25 **infants, and children under five years of age who are found**  
26 **to be at nutritional risk;** to stimulate an increased demand  
27 for Missouri-grown produce at farmers' markets[, roadside  
28 stands, and CSA programs]; and to develop new and additional  
29 farmers' markets[, roadside stands, and CSA programs].

30 3. Eligible seniors **and pregnant and postpartum women,**  
31 **infants, and children under five years of age who are found**  
32 **to be at nutritional risk** shall receive [senior] farmers'  
33 market nutrition program vouchers or other approved methods  
34 of payment from designated distribution sites in their  
35 county of residence **or a neighboring county.** Upon the  
36 issuance of vouchers or other approved methods of payment,  
37 participants shall be provided with a list of participating  
38 farmers[, ] **and** farmers' markets[, roadside stands, and CSA  
39 programs. The department shall provide distribution site  
40 information at all county area agencies on aging].

41 4. For purposes of this section, "[senior]  
42 participant" means a person who is sixty years of age or  
43 older [by December thirty-first of the program year] **at the**  
44 **time of application** and who meets the income eligibility  
45 criteria based on guidelines published annually by the  
46 United States Department of Agriculture **or a person who**  
47 **participates in the women, infants, and children (WIC)**  
48 **special supplemental nutrition program administered by the**  
49 **department of health and senior services.**

50           5.   **The department of agriculture and any other state**  
51 **department, state or local government agency, or nonprofit**  
52 **entity participating in the Missouri farmers' market**  
53 **nutrition program shall cooperate as necessary including,**  
54 **but not limited to, entering into written agreements in**  
55 **order to effectively establish and maintain the United**  
56 **States Department of Agriculture's Senior Farmers' Market**  
57 **and the Women, Infants, and Children (WIC) Farmers' Market**  
58 **Nutrition Programs.**

59           6.   The department may promulgate rules to implement  
60 the provisions of this section. Any rule or portion of a  
61 rule, as that term is defined in section 536.010, that is  
62 created under the authority delegated in this section shall  
63 become effective only if it complies with and is subject to  
64 all of the provisions of chapter 536 and, if applicable,  
65 section 536.028. This section and chapter 536 are  
66 nonseverable, and if any of the powers vested with the  
67 general assembly pursuant to chapter 536 to review, to delay  
68 the effective date, or to disapprove and annul a rule are  
69 subsequently held unconstitutional, then the grant of  
70 rulemaking authority and any rule proposed or adopted after  
71 August 28, 2018, shall be invalid and void.

✓