

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1587

Chapter 168, Laws of 2019

66th Legislature
2019 Regular Session

FRUIT AND VEGETABLE INCENTIVES PROGRAM

EFFECTIVE DATE: July 28, 2019

Passed by the House April 18, 2019
Yeas 84 Nays 10

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 15, 2019
Yeas 47 Nays 1

CYRUS HABIB

President of the Senate

Approved April 29, 2019 2:16 PM

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1587** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

April 30, 2019

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1587

AS AMENDED BY THE SENATE

Passed Legislature - 2019 Regular Session

State of Washington 66th Legislature 2019 Regular Session

By House Appropriations (originally sponsored by Representatives Riccelli, Entenman, Harris, Stonier, Peterson, Chandler, Gregerson, Thai, Senn, Hudgins, Macri, Lekanoff, Griffey, Steele, Goehner, Wylie, Appleton, Chapman, Lovick, Shewmake, Valdez, Bergquist, Morris, Doglio, Robinson, Tharinger, Goodman, Pollet, Slatter, Ormsby, and Frame)

READ FIRST TIME 02/28/19.

1 AN ACT Relating to increasing access to fruits and vegetables for
2 individuals with limited incomes; adding a new section to chapter
3 43.70 RCW; and creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** (1) The legislature finds that nearly
6 eleven percent of Washington households, including more than two
7 hundred eighty thousand children, are food insecure with limited or
8 uncertain availability of nutritionally adequate and safe foods. The
9 legislature further finds that food insecurity contributes to poor
10 quality diets; chronic medical conditions such as diabetes, heart
11 disease, and hypertension; and negative outcomes for children and
12 families, including harmful effects on behavioral health. Further,
13 food insecurity disproportionately affects people with low incomes,
14 people of color, and rural residents.

15 (2) The legislature finds that food assistance programs such as
16 the special supplemental nutrition program for women, infants, and
17 children and the supplemental nutrition assistance program are
18 effective in significantly reducing food insecurity; that
19 participants report difficulty affording and accessing healthy foods;
20 and that fruit and vegetable consumption among such food assistance
21 program participants is far below national dietary guidelines.

1 (3) The legislature finds that the state department of health has
2 successfully managed a food insecurity nutrition incentives grant
3 from the United States department of agriculture that provides a
4 framework for providing fruit and vegetable incentives for low-income
5 shoppers and that those federal funds are set to expire in March
6 2020. Further, the legislature finds that more than two million
7 dollars in fruit and vegetable incentives have been redeemed by food
8 insecure Washingtonians through this grant, helping to alleviate food
9 insecurity and increase fruit and vegetable consumption.

10 (4) Therefore, the legislature intends to create a state fruit
11 and vegetable incentives program to benefit people who are food
12 insecure, our agricultural industry, and retailers across the state.

13 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.70
14 RCW to read as follows:

15 (1) The fruit and vegetable incentives program is established to
16 increase fruit and vegetable consumption among food insecure
17 individuals with limited incomes. The fruit and vegetable incentives
18 program includes:

19 (a) Farmers market basic food incentives to provide eligible
20 participants with extra benefits to purchase fruits and vegetables at
21 authorized farmers markets when the participant uses basic food
22 benefits;

23 (b) Grocery store basic food incentives to provide eligible
24 participants with extra benefits to purchase fruits and vegetables at
25 authorized grocery stores when the participant uses basic food
26 benefits; and

27 (c) Fruit and vegetable vouchers provided by a health care
28 provider, health educator, community health worker, or other health
29 professional to an eligible participant for use at an authorized
30 farmers market or grocery store.

31 (2) Subject to the availability of amounts appropriated for this
32 specific purpose, the department shall administer the fruit and
33 vegetable incentives program. As part of its duties, the department
34 shall:

35 (a) Collaborate with other state agencies whose missions and
36 programs closely align with the fruit and vegetable incentives
37 program, including the department of social and health services and
38 the department of agriculture, in the development and implementation
39 of the program;

1 (b) Provide resources, coordination, and technical assistance to
2 program partners for targeted outreach to food insecure populations
3 and for administration of the program. Program partners may include
4 farmers markets, grocery stores, government agencies, health care
5 systems, and nonprofit organizations; and

6 (c) Adopt rules to implement this section.

7 (3) Farmers market basic food incentives may be provided to
8 eligible participants for use at farmers markets authorized by the
9 department. The incentives are additional funds that may be used to
10 purchase eligible fruits and vegetables as defined by the department.
11 When authorizing a participating farmers market, the department may
12 give preference to a farmers market that accepts or has previously
13 accepted supplemental nutrition assistance program benefits, has the
14 capacity to accept supplemental nutrition assistance program
15 benefits, or is located in a county with a high level of food
16 insecurity, as defined by the department.

17 (4) Grocery store basic food incentives may be provided to
18 eligible participants for use at a grocery store that is an
19 authorized supplemental nutrition assistance program retailer and
20 approved by the department. The incentives are additional funds that
21 may be used to purchase eligible fruits and vegetables as defined by
22 the department. When approving a participating grocery store, the
23 department may give preference to a store that is located in a county
24 with a high level of food insecurity.

25 (5) Fruit and vegetable vouchers are cash-value vouchers that may
26 be distributed by a participating health care provider, health
27 educator, community health worker, or other health professional to a
28 patient who is eligible for basic food and has a qualifying health
29 condition, as defined by the department, or is food insecure. The
30 voucher may be redeemed at a participating retailer, including an
31 authorized farmers market or grocery store. The department shall
32 approve participating health care systems and may give preference to
33 systems that have operated fruit and vegetable prescription programs,
34 routinely screen patients for food insecurity, have a high percentage
35 of patients who are medicaid clients, or are located in a county with
36 a high level of food insecurity.

37 (6) Subject to the availability of funds, the department must
38 evaluate the fruit and vegetable incentives program effectiveness.
39 When conducting the evaluation, the department must collect
40 information related to fruit and vegetable consumption by eligible

1 participants, levels of food security, and likely impacts on public
2 health outcomes as a result of the program. By July 1, 2021, and in
3 compliance with RCW 43.01.036, the department must submit a progress
4 report to the governor and the legislature describing the results of
5 the program and recommending any legislative or programmatic changes
6 to improve the effectiveness of program delivery. By December 1,
7 2023, the department must submit a complete program evaluation
8 describing the program's effectiveness and including any additional
9 recommendations for program improvements.

10 (7) The definitions in this subsection apply throughout this
11 section unless the context clearly requires otherwise.

12 (a) "Eligible participant" means:

13 (i) For the purposes of subsection (1)(a) and (b) of this
14 section, a recipient of basic food benefits, including the
15 supplemental nutrition assistance program and the food assistance
16 program, as authorized under Title 74 RCW; or

17 (ii) For the purposes of subsection (1)(c) of this section, a
18 person who is determined to be food insecure by a participating
19 health care provider.

20 (b) "Food insecure" means a state in which consistent access to
21 adequate food is limited by a lack of money and other resources at
22 times during the year.

Passed by the House April 18, 2019.

Passed by the Senate April 15, 2019.

Approved by the Governor April 29, 2019.

Filed in Office of Secretary of State April 30, 2019.

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