

AMENDED IN SENATE JULY 8, 2013
AMENDED IN SENATE JUNE 24, 2013
AMENDED IN ASSEMBLY MAY 24, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 199

Introduced by Assembly Member Holden

January 29, 2013

An act to add Chapter 7 (commencing with Section 58595) to Part 1 of Division 21 of the Food and Agricultural Code, and to amend Sections 4330 and 4331 of the Government Code, relating to institutional purchasers of agricultural products.

LEGISLATIVE COUNSEL'S DIGEST

AB 199, as amended, Holden. Institutional purchasers: sale of California produce.

Under existing law, price, fitness, and quality being equal, any body, officer, or other person charged with the purchase, or permitted or authorized to purchase supplies for the use of the state, or of any of its institutions or offices, or for the use of any county or city, is required to always prefer supplies, defined to include produce, that are grown, manufactured, or produced in the state, and is required to next prefer supplies partially manufactured, grown, or produced in the state.

This bill would remove supplies grown or partially grown in the state from this requirement, and produce from the definition of supplies. The bill would require all California state-owned or state-run institutions, except public universities, public schools, or school districts, to purchase agricultural products grown in California from a California company *to the extent possible* before those that are grown outside of the state

as long as the bid or price is equal to or less than the bid or price for agricultural products produced outside the state, *as specified*. The bill would encourage all public universities, public schools, and schools in California to purchase agricultural products grown in California to the greatest extent possible.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. All public universities, public schools, and school
2 districts in California are encouraged to purchase agricultural
3 products grown in California to the greatest extent possible.

4 ~~SECTION 1.~~

5 SEC. 2. Chapter 7 (commencing with Section 58595) is added
6 to Part 1 of Division 21 of the Food and Agricultural Code, to read:

7
8 CHAPTER 7. INSTITUTIONAL PURCHASERS

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10 58595. ~~(a)~~ All California state-owned or state-run institutions,
11 except public universities, public schools, or school districts, shall
12 purchase agricultural products grown in California *to the extent*
13 *possible* from a California company before those that are grown
14 outside the state as long as ~~the~~ *both of the following are met:*

15 (a) *The bid or price is equal to or less than the bid or price for*
16 *agricultural products produced outside the state.*

17 ~~(b) All public universities, public schools, and school districts~~
18 ~~in California are encouraged to purchase agricultural products~~
19 ~~grown in California to the greatest extent possible.~~

20 (b) *The availability and delivery schedule of the agricultural*
21 *products is acceptable.*

22 ~~SEC. 2.~~

23 SEC. 3. Section 4330 of the Government Code is amended to
24 read:

25 4330. As used in this article, “supplies” includes goods, wares,
26 merchandise, and manufactures.

27 ~~SEC. 3.~~

28 SEC. 4. Section 4331 of the Government Code is amended to
29 read:

1 4331. Price, fitness and quality being equal, any body, officer,
2 or other person charged with the purchase, or permitted or
3 authorized to purchase supplies for the use of the state, or of any
4 of its institutions or offices, or for the use of any county or city
5 shall always prefer supplies manufactured or produced in the state,
6 and shall next prefer supplies partially manufactured or produced
7 in the state.

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