

BILL SUMMARY
1st Session of the 54th Legislature

Bill No.:	HB1418
Version:	PSC1
Request Number:	5143
Author:	Morrisette
Date:	2/14/2013
Impact:	\$0

Research Analysis

HB 1418, as introduced, creates the Josephine Meade Anti-Hunger Act which will allow patrons of senior nutrition project sites to take leftover food home. The measure also provides that a donor who makes a good-faith donation of food to a charitable or nonprofit organization be required to provide the food source name of all ingredients that could contain major food allergens.

Prepared By: Marcia Goff

Fiscal Analysis

Per DHS, there is no fiscal impact for nutrition sites to allow participants to take home food left over from their own served meals.

Prepared By: Stacy Johnson

Other Considerations

OKDHS Aging Services Division administers the Older Americans Act Title III programs. The Title III program includes the congregate meals program, contracted through the Area Agencies on Aging (AAAs) and their contractors. Congregate meals provided by funds from the Older Americans Act are meals served at a nutrition site. Nutrition service providers are required by state policy to exercise cost control by establishing procedures that forecast or estimate attendance. Every effort must be used to keep waste at a minimum. Excess food must not be ordered or prepared for the *purpose* of having leftovers which would result in a dramatic increase in food costs.

To ensure that sites address these issues, State policy OAC 340:105-10-75(c)(6) *Congregate Meals Planning* was promulgated stating that

“{Menus} are based on accurate production forecasting that does not include a margin for oversized portions or second servings. Leftover foods are not taken from the *kitchen* by staff, participants, or volunteers.” (emphasis added)

Following the recent Interim Study IS12-044, however, ASD determined that neither the federal Older Americans Act, nor state policy, restricted leftovers from leaving the *dining* room. (emphasis added) ASD has since provided technical assistance to Area Agencies on Aging (AAA) and their nutrition projects allowing them to relax the previous stance prohibiting uneaten food served to a participant to be taken home by the participant.

