

## CHAPTER 4

**AN ACT** concerning the purchase of agricultural and horticultural products and commodities and amending P.L.1999, c.32.

**BE IT ENACTED** by the Senate and General Assembly of the State of New Jersey:

1. Section 1 of P.L.1999, c.32 (C.52:32-1.6) is amended to read as follows:

C.52:32-1.6 Review, modification of bid, product specifications relative to purchase of "Jersey Fresh", "Jersey Grown" agricultural, horticultural products or commodities.

1. a. The Director of the Division of Purchase and Property in the Department of the Treasury shall, upon consultation with the Department of Agriculture, review and modify all bid and product specifications relating to the purchase of agricultural and horticultural products and commodities, so that the specifications do not discriminate against, but encourage, the maximum purchase of "Jersey Fresh," "Jersey Grown," and other agricultural food products and commodities grown or raised in New Jersey. In purchasing any agricultural or horticultural products or commodities for use by the various agencies and departments of the State government, for the entities defined in section 1 of P.L.1959, c.40 (C.52:27B-56.1), or for any county, municipality or school district pursuant to P.L.1969, c.104 (C.52:25-16.1 et al.), the Director of the Division of Purchase and Property, to the maximum extent possible, shall make contracts available for "Jersey Fresh," "Jersey Grown," and other agricultural food products and commodities grown or raised in New Jersey, unless the director determines it to be inconsistent with the public interest or the cost to be unreasonable. The Department of Agriculture shall provide information regarding the location and time of year "Jersey Fresh," "Jersey Grown," and other agricultural food products and commodities grown or raised in New Jersey are available to the Division of Purchase and Property.

b. To the extent any agency or department of State government purchases agricultural or horticultural products or commodities other than through or by the Division of Purchase and Property, the agency or department shall follow guidelines therefor to be developed and issued by the Division of Purchase and Property in consultation with the Department of Agriculture. These guidelines shall encourage and promote to the maximum extent practicable the purchase of "Jersey Fresh," "Jersey Grown," and other agricultural food products and commodities grown or raised in New Jersey.

2. This act shall take effect immediately.

Approved April 7, 2004.