



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 1590

PRINTERS NO. 2213

PRIME SPONSOR: Owlett

### COST / (SAVINGS)

FUND	FY 2018/19	FY 2019/20
General Fund	\$0	\$0

**SUMMARY:** House Bill 1590, printer's number 2213, amends Title 64 (Public Authorities and Quasi-Public Corporations) of the Pennsylvania Consolidated Statutes, to establish the Dairy Investment Program and Dairy Investment Program Account under the jurisdiction of the Commonwealth Financing Authority.

The effective date is immediately after enactment.

**ANALYSIS:** The bill adds a section to Title 64 (proposed as Section 1552.1) to provide for the Dairy Investment Program to be administered by the Commonwealth Financing Authority (CFA). Act 42 of 2018 required the CFA to develop the program guidelines for the Dairy Investment Program and provided for funding. House Bill 1590 establishes the Dairy Investment Program guidelines in statute. The Dairy Investment Program establishes four categories of eligible projects.

- 1) **Research and development projects**, including those that involve identifying new food, beverage, pharmaceutical, or industrial products that use milk or milk components. Projects that also extend the shelf life of milk and dairy products or develop processing or production methods that reduce the risk of foodborne illnesses in Grade A or Grade B milk and dairy products, are also eligible. Maximum grants for research and development projects are \$100,000.
- 2) **Transitioning to certified organic production**, processing and distribution projects. Maximum grants are limited to \$50,000 for these projects.
- 3) **Value-added processing projects**, including projects to construct a new value-added dairy facility or expand an existing value-added dairy facility. Value-added dairy processing projects are defined as projects which transform milk into a product of higher economic value in the marketplace for a food or nonfood use. Maximum grants for value-added processing projects are limited to \$50,000 for on-farm or single producer projects, and \$500,000 for cooperative processing plant or multi-producer projects.
- 4) **Marketing projects**, including domestic or international market research and demonstration programs, regional or local branding efforts, on-farm tourism opportunities, distribution of specialized packaging for milk and dairy projects, and promotional campaigns including those that pair milk or dairy products with other Pennsylvania-produced foods and beverages. Maximum grants for marketing projects are \$100,000.

Additional types of projects for grants, as well as other grant award amounts for projects, may be considered if the CFA in consultation with the Department of Agriculture, determine they will effectuate the intent of the program.

The bill specifies entities that are eligible to apply for Dairy Investment Program grants. Each application shall require a \$100 nonrefundable application fee. The CFA will review and evaluate applications, in consultation with the Department of Agriculture, based on the following criteria:

- Whether the project incorporates at least 75% PA-sourced milk;
- The extent to which matching funds are used or leveraged (a minimum 15% cash match of the total project cost is required);
- Whether the project can be replicated for use across the Commonwealth;
- Whether the project includes a strategic plan for implementation;
- Inclusion of an itemized budget of all costs; and
- Any additional evaluation criteria for each type of eligible project the CFA deems necessary to administer the program.

Successful applicants must maintain records for the project, including verification of expenditures, final reports of the project and any other information requested by the CFA. Administration costs for a project shall not exceed 2% of a total grant award and an applicant may not commence work on a project before receiving CFA approval of the project grant. Grant awards cannot be used for paying fees for securing financing, paying interest on borrowed funds, refinancing existing debt, paying for lobbying services, paying fines, or application preparation fees.

The Dairy Investment Program Account shall be established by the CFA for use in awarding Dairy Investment grants under the program. Funds in the CFA First Industries Program Account may be transferred to the Dairy Investment Program Account as determined by the General Assembly. The General Assembly may also appropriate funds to the Dairy Investment Program Account.

**FISCAL IMPACT:** The enactment of this legislation will have no adverse impact on Commonwealth funds. Funds for the Dairy Investment Program shall be transferred from the First Industries Program Account as determined by the General Assembly. Funds in the First Industries Program Account are loan repayments from First Industries Program agriculture and tourism loan recipients.

**PREPARED BY:** Lisa Taglang  
House Appropriations Committee (R)

**DATE:** June 26, 2019

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*