

**HB1151**



**104TH GENERAL ASSEMBLY**

**State of Illinois**

**2025 and 2026**

**HB1151**

Introduced 1/9/2025, by Rep. Maurice A. West, II

**SYNOPSIS AS INTRODUCED:**

20 ILCS 750/5

Amends the Grocery Initiative Act. Provides that the definition of "grocery store" includes a mobile grocer that satisfies specified requirements.

LRB104 06356 SPS 16392 b

A BILL FOR

1           AN ACT concerning State government.

2           **Be it enacted by the People of the State of Illinois,**  
3           **represented in the General Assembly:**

4           Section 5. The Grocery Initiative Act is amended by  
5           changing Section 5 as follows:

6           (20 ILCS 750/5)

7           Sec. 5. Definitions. In this Act:

8           "Cooperative" means an organization that is organized  
9           according to the Co-operative Act.

10           "Department" means the Department of Commerce and Economic  
11           Opportunity.

12           "Food desert" means a census tract that:

13           (1) meets one of the following poverty standards:

14           (A) the census tract has a poverty rate of at least  
15           20%; or

16           (B) the census tract is not located within a  
17           metropolitan statistical area and has a median family  
18           income that is less than or equal to 80% of the  
19           statewide median household income; or

20           (C) the census tract is located within a  
21           metropolitan statistical area and has a median family  
22           income that is less than or equal to 80% of the greater  
23           of (i) the statewide median household income or (ii)

1                   the metropolitan area median family income; and

2                   (2) meets one of the following population density and  
3                   food accessibility standards:

4                   (A) the census tract is a rural tract, and at least  
5                   33% of the population of the tract or at least 500  
6                   residents in the tract reside more than 10 miles from  
7                   the nearest grocery store; or

8                   (B) the census tract is an urban tract, and at  
9                   least 33% of the population of the tract or at least  
10                  500 residents in the tract reside more than one-half  
11                  mile from the nearest grocery store.

12                  The Department may also designate an area that does not  
13                  meet the standards set forth in this definition as a food  
14                  desert if the designation is made in accordance with criteria  
15                  established by the Department by rule using data that  
16                  includes, but is not limited to, poverty metrics and access to  
17                  existing grocery stores.

18                  "Grocery store" means an existing or planned retail  
19                  establishment or a mobile grocer that: (1) has or will have a  
20                  primary business of selling a variety of grocery products,  
21                  including fresh produce; (2) derives or will derive no more  
22                  than 30% of its revenue from sales of tobacco and alcohol in  
23                  any given year; (3) is or will be classified as a supermarket  
24                  or other grocery retailer in the 2022 North American Industry  
25                  Classification System under code 445110; (4) accepts or will  
26                  accept Supplemental Nutrition Assistance Program benefits and

1       Special Supplemental Nutrition Program for Women, Infants, and  
2       Children benefits; and (5) provides or will provide for the  
3       retail sale of a substantial variety of perishable foods,  
4       including fresh or frozen dairy products, fresh produce, and  
5       fresh meats, poultry, and fish.

6           "Local governmental unit" means any county, municipality,  
7       township, special district, or unit that is designated as a  
8       unit of local government by law and exercises limited  
9       governmental powers or powers in respect to limited  
10      governmental subjects. "Local governmental unit" also includes  
11      any school district or community college district.

12          "Not-for-profit corporation" means an organization or  
13       institution that is organized and conducted on a  
14       not-for-profit basis with no personal profit inuring to anyone  
15       as a result of the operation and that is organized according to  
16       the General Not For Profit Corporation Act of 1986.

17          "Rural tract" means a census tract that is not an urban  
18       tract.

19          "Urban tract" means a census tract having its geographic  
20       centroid in an urban area, as defined by the Bureau of the  
21       Census for the most recent year in which all relevant data to  
22       identify food deserts is available.

23        (Source: P.A. 103-561, eff. 1-1-24.)