



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

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.)