

CHAPTER 34
GROCERY DELIVERY PROGRAM

§ 1-01. Grocery delivery program.

- (a) *Definitions.* For purposes of the section, the following terms have the following meanings:
The term “food insecurity” means that within last 12 months of applying for enrollment or re-enrollment in the Program, the individual:
- (1) Had concern regarding lack of food for their household;
 - (2) Lacked funds to purchase enough food for their household; or
 - (3) Received food from a food pantry.
- The term “Program” means the Groceries to Go Program described in this section.
- (b) *Groceries to Go Program.* An individual may apply for enrollment in the Groceries to Go Program to receive credits that can be redeemed for online grocery purchases, including service fees, tips, and delivery to the household of such individual. The individual may apply for enrollment by calling the Department at the number posted on the Department’s website.
- (c) *Eligibility criteria.* Only one person per household may be enrolled in the Program at any time. The Program will not accept applications from more than one person at the same address. The Program will only be available to individuals that meet all of the following eligibility criteria:
- (i) The individual is a Health and Hospitals New York City Care Member;
 - (ii) The individual reports diagnosis of hypertension or diabetes;
 - (iii) The individual reports a risk for food insecurity; and
 - (iv) The individual is a New York City resident.
- (d) *Program credits.* Program credits will be allocated as follows:
- (i) A household of one or two people will receive \$140 per month;
 - (ii) A household of three or more people will receive \$300 per month;
 - (iii) The program credits will be eligible to be used for food categories posted on the Department’s website. The Department will consider promotion of overall health when determining such categories.
- (e) *Ordering platform.* Program enrollees will be able to use Program credits by ordering groceries through an online ordering platform using an active email address provided by the enrollee at the time of enrollment. Enrollees that require a reasonable accommodation to access the online ordering platform may contact the Department at the number provided at the time of enrollment.
- (f) *Enrollment capacity subject to available resources.* Enrollment capacity for first time applicants of the Program is on a first-come, first-serve basis among eligible New Yorkers. Enrollment capacity is subject to resource availability as determined by the Department.
- (g) *Enrollment renewal.* Enrollment eligibility of individuals in the Program will be reviewed by the Department every six months. Individuals will need to re-attest every six months that they meet each element of the eligibility criteria set forth in subdivision (c) of this section.
- (h) *Removal.* The Department may remove an individual from the Program for the following reasons: (i) the individual is no longer eligible, (ii) inactivity for six months; or (iii) non-compliance with this section or established vendor policies. Individuals may also be removed at any time upon their request. The Department will provide written notice to the individual that they will be removed from the Program stating the reason for removal. An individual may object to such removal by submitting an objection in writing to the Commissioner or his or her designee within 10 calendar days of receipt of the notice, if received by e-mail or fax, or 15 days if received by

mail. The objection will be reviewed and the individual will be notified of the Department's determination regarding the removal of the individual from the Program. Such determination constitutes a final agency action.

- (i) Nothing in this section shall be construed as granting any individual that meets the eligibility criteria provided in subdivision (c) of this section a right to receive credits to purchase food for delivery under this Program. Program funding for the purchase and delivery of groceries provided for under this Chapter is subject to availability.
- (j) The Program provided for under this section will terminate on such date as determined by the Department.