

SB 90 STAFF MEASURE SUMMARY

Senate Committee On Environment and Natural Resources

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Meeting Dates: 1/29

WHAT THE MEASURE DOES:

Prohibits a restaurant from providing a single-use plastic straw to a consumer unless specifically requested by the consumer. Defines "single use plastic straw." Defines "restaurant" to mean a business establishment that, for compensation, offers food or beverages to the public and service food or beverages to consumers. Authorizes the state Department of Agriculture (ODA) or its representative to enforce the prohibition in the course of conducting a restaurant inspection under ORS 616.286. Subjects restaurant violating the prohibition to a notice for first and second violation and, for subsequent violations, a fine of not more than \$25 for each day the restaurant remains in violation. Restricts ODA from imposing total fines of more than \$300 during a calendar year.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Several cities have instituted bans on providing plastic straws to consumers, including Seattle, San Diego, Miami, and New York City. Some companies have also agreed to phase out the use of plastic straws in their business practices, including Starbucks, American Airlines, and Hyatt. In 2018, California became the first state to pass legislation which prohibits full-service restaurants from providing single-use plastic straws to consumers unless requested by the consumer.

Senate Bill 90 would prohibit restaurants from providing single-use plastic straws unless requested by a consumer. The measure would authorize an enforcement officer to impose a fine of not more than \$25 each day after a second violation with the total fines per restaurant capped at \$300 each calendar year.