

HB 3361 A STAFF MEASURE SUMMARY

Carrier: Rep. Nosse

House Committee On Business and Labor

Action Date: 03/31/21

Action: Do pass with amendments. (Printed A-Eng.)

Vote: 10-0-1-0

Yeas: 10 - Bonham, Boshart Davis, Breese-Iverson, Clem, Evans, Fahey, Grayber, Holvey, Post, Witt

Exc: 1 - Bynum

Fiscal: Has minimal fiscal impact

Revenue: No revenue impact

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Meeting Dates: 3/24, 3/31

WHAT THE MEASURE DOES:

Prohibits third-party food platform from taking and arranging for delivery of an order from a food place without written consent of the food place.

ISSUES DISCUSSED:

- Restaurants' concerns regarding freshness, temperature, appearance, and safety
- Consensus amendment developed by restaurant and technology stakeholders

EFFECT OF AMENDMENT:

Modifies definition of "third-party food platform." Requires written consent instead of written agreement when third-party food platform takes *and* arranges delivery of an order.

BACKGROUND:

Third-party food platforms (e.g., DoorDash, Uber Eats, Seamless, Grubhub, and Postmates) provide users with the ability to order and have restaurant meals delivered without contacting the restaurant by phone or through its website. Restaurants potentially have no control over the platform offering this service and are concerned that the quality and safety of their food is compromised when delivery times are long. Restaurants are also concerned that the most recent menu is not being offered by the platform.

House Bill 3361 A requires the third-party food platform to have the written consent of the restaurant in order to take orders and deliver the restaurant's food and beverages.