

# House Bill 3361

Sponsored by Representatives GOMBERG, NOSSE, BONHAM (at the request of Oregon Restaurant and Lodging Association)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires third-party food platform to enter into agreement with food place before arranging delivery of orders from food place or listing food place on application or website.

## A BILL FOR AN ACT

1  
2 Relating to food delivery.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) **“Food place” means a restaurant as defined in ORS 624.010, or another business en-**  
6 **gaged in the preparation and service of food for consumption by the general public on or off**  
7 **premises.**

8 (b) **“Third-party food platform” means a website, mobile application or other electronic**  
9 **service that:**

10 (A) **Facilitates the order of food or beverages for sale to a consumer by a food place; and**

11 (B)(i) **Delivers, or arranges for the delivery of, the order to the consumer; or**

12 (ii) **Arranges for the pickup of the order by the consumer from the food place.**

13 (2) **Unless a third-party food platform has entered into a written agreement with a food**  
14 **place expressly authorizing the food platform to take orders and to deliver food or beverages**  
15 **prepared by the food place, the food platform may not:**

16 (a) **Arrange for the delivery of an order from the food place; or**

17 (b) **List the food place on the food platform’s website, application or service as a partic-**  
18 **ipating food place.**

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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.