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

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

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

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

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

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

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

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

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

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

(b) List the food place on the food platform’s website, application or service as a participating food place.

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.

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