

A-Engrossed
House Bill 3361

Ordered by the House April 5
Including House Amendments dated April 5

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.

[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.]

Provides that third-party food platform may not take and arrange for delivery of order from food place without written consent of food place.

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) **Posts food place menus, logos or pricing information on the website, mobile applica-**
11 **tion or other electronic service;**

12 (B) **Facilitates the ordering of food or beverages for sale to a consumer by a food place;**
13 **and**

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

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

16 (2) **A third-party food platform may not take and arrange for the delivery of an order**
17 **from a food place without first obtaining the written consent of the food place expressly**
18 **authorizing the third-party food platform to take orders and deliver meals prepared by the**
19 **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.