

How to Comply with California's New Food Donation Law



California State Law Senate Bill (SB) 1383 requires all Tier 1 and Tier 2 Commercial Edible Food Generators (EFGs) to donate the maximum amount of their surplus edible food that would otherwise be disposed of, and to maintain contracts or written agreements with all organizations recovering food from their locations. (See graphic below for descriptions of Tier 1 and Tier 2 businesses and organizations.)

If your food recovery organization or service is headquartered in the City of Pico Rivera and recovers food directly from one or more Tier 1 or Tier 2 EFGs, you are subject to the requirements listed on the following page.

Commercial Edible Food Generators

Tier 1

January 1, 2022

Tier one businesses typically have more produce, fresh grocery, and shelf-stable foods to donate.



Tier 2

January 1, 2024

Tier two businesses typically have more prepared foods to donate, which often require more careful handling to meet food safety requirements (e.g. time and temperature controls).



For questions, please contact NASA Services at zerowaste@nasaservices.com or (877) 462-9376 ext. 2

Requirements for Food Recovery Organizations and Services

All food recovery organizations and food recovery services that collect or receive food donations from any of the SB 1383 Tier 1 or Tier 2 Edible Food Generator (EFG) business types, are required to comply with CA State authorized record-keeping activities as follows:

Food Recovery Organizations collecting or receiving edible food directly from EFGs shall maintain the following records:

- A contract or written agreement with each EFG.
- The name, address, and contact information for each EFG from which the organization receives edible food.
- The quantity in pounds of edible food received from each EFG per month.
- If applicable, the name, address, and contact information for each food recovery service that the organization receives edible food from for food recovery.

Food Recovery Services collecting or receiving edible food directly from EFGs shall maintain the following records:

- A contract or written agreement with each EFG.
- The name, address, and contact information for each EFG from which the service collects edible food.
- The quantity in pounds of edible food collected from each EFG per month.
- The name, address, and contact information for each food recovery organization to which the food recovery service transports edible food.
- The quantity in pounds of edible food transported to each food recovery organization per month.

All **Food Recovery Organizations** and **Food Recovery Services** that have their primary address physically located in the City of Pico Rivera, and partner with one or more EFGs, shall submit an annual report upon the City's request of the total pounds of edible food recovered from EFGs in the previous calendar year.

ADDITIONAL FOOD RECOVERY RESOURCES

- City of Pico Rivera: pico-rivera.org/index.php/resources-information
- NASA Services: nasaservices.com/municipalities/pico-rivera
- Careit is a free app that your organization may use to connect with EFGs and comply with record-keeping requirements: my.careitapp.com
- For more information on Senate Bill 1383 & California's Short-Lived Climate Pollutant Reduction Strategy, please visit the state's website: calrecycle.ca.gov/organics/slcp
 - Their resources for food recovery organizations/services, including a sample Food Recovery Agreement, can be found here: calrecycle.ca.gov/organics/slcp/foodrecovery/organizations



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