

# California's Current Food Donation Law

How businesses must comply



## What is food recovery?

Food recovery means collecting edible food that would otherwise go to waste, and redistributing it to feed people in need.

## What is Senate Bill (SB) 1383?

SB 1383 is a state law that establishes targets to reduce food waste that would otherwise end up in the landfill, and to increase edible food recovery by 20%, by 2025. Cities and counties are required to monitor and implement a food recovery program to advance these goals.

## What does SB 1383 require?

1. Food Generators (Tier 1 and Tier 2 businesses) must donate to food recovery organizations (such as food banks and/or food pantries) the maximum amount of edible food they would otherwise throw away.
2. Food Recovery Organizations must track edible food donations and report to the City on an annual basis.
3. Cities must educate food generators and organizations, conduct routine inspections and monitor for compliance.

## Why is there a requirement?

Approximately one in four Californians does not have enough to eat. Food recovery not only provides food to those in need, but also conserves resources and reduces the amount of food waste in landfills. As food waste decomposes in the landfill, it creates large amounts of methane gas, which negatively impacts the environment.

## How Should Tier 1 & Tier 2 Businesses Comply?

Businesses that produce, sell, and serve food must arrange to recover and donate the maximum amount of edible food that would otherwise be thrown away. These businesses are categorized into the following two tiers:

### Tier 1 – Donation and tracking of food donations required effective January 1, 2022

- ▶ Supermarket
- ▶ Grocery store with a total facility size equal to or greater than 10,000 square feet
- ▶ Food service provider
- ▶ Food distributor
- ▶ Wholesale food vendor

### Tier 2 – Donation and tracking of food donations required effective January 1, 2024

- ▶ Restaurant with 250 or more seats, or a total facility size equal to or greater than 5,000 square feet
- ▶ Hotel with an on-site food facility and 200 or more rooms
- ▶ Health facility with an on-site food facility and 100 or more beds
- ▶ Large event that charges admission or has 2,000 visitors per day
- ▶ Large venue that seats or serves 2,000 individuals per day
- ▶ A state agency with a cafeteria of 250 or more seats or a total cafeteria facility size equal to or greater than 5,000 sq. ft.
- ▶ Local education agency with an on-site food facility



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## What is required of my business?

If you are a Tier 1 or Tier 2 business, you must enter into a written agreement or contract with a food recovery service(s) or organization(s) to collect or receive your edible food. Maintain records of the following:

- ▶ Types of food donated
- ▶ Pounds donated per month
- ▶ Frequency of donations
- ▶ Name, address, and contact information of the contracted food recovery service(s) and/or organization(s)
- ▶ Businesses shall not intentionally spoil food that can be recovered
- ▶ Large venues or large event operators shall require food facilities operating on-site to comply with the food recovery requirements

If you are not a Tier 1 or Tier 2 business, you do not need to sign up for food donation. We encourage you to sign up for this optional service.

## Food recovery organizations and services

Organizations accepting food donations can be found by visiting Fresno County's food recovery web page at [Cleanupfresnocounty.com/food-recycling/commercial-edible-food-generators](https://cleanupfresnocounty.com/food-recycling/commercial-edible-food-generators). Connect with a Food Recovery Service to assist with establishing your food donation program.

<p><b>Bulldog Pantry/Lutheran Campus Ministry of Fresno</b> 2311 E. Shaw Ave. Fresno, CA 93710 <b>559.224.9052</b> <a href="mailto:thebulldogpantry@gmail.com">thebulldogpantry@gmail.com</a> <a href="http://Thebulldogpantry.org">Thebulldogpantry.org</a></p>	<p><b>Butler's Pantry</b> 3542 E. Butler Ave. Fresno, CA 93702 <b>559.268.0094</b> <a href="mailto:admin@butlerpcg.org">admin@butlerpcg.org</a> <a href="http://Butlerpcg.org">Butlerpcg.org</a></p>	<p><b>Catholic Charities Diocese of Fresno</b> 149 N. Fulton Street Fresno, CA 93701 <b>559.237.0851</b> <a href="mailto:info@ccfoodbank.org">info@ccfoodbank.org</a> <a href="http://CCDOF.org">CCDOF.org</a></p>
<p><b>Central California Food Bank</b> 4010 E. Amendola Drive Fresno, CA 93725 <b>559.237.3663</b> <a href="mailto:info@ccfoodbank.org">info@ccfoodbank.org</a> <a href="http://CCfoodbank.org">CCfoodbank.org</a></p>	<p><b>Fresno Asian Business Institute &amp; Resource Center</b> 4903 E. Kings Canyon Road Suite 241, Fresno, CA 93727 <b>559.268.0839</b> <a href="mailto:info@fresnoabirc.org">info@fresnoabirc.org</a> <a href="http://Fresnoabirc.org">Fresnoabirc.org</a></p>	<p><b>Fresno Central SDA Community Services</b> 422 E. Shields, Fresno CA 93704 Temporarily under construction. Mobile services for now. <b>559.906.7232</b> <a href="mailto:office@fresnocentralsda.org">office@fresnocentralsda.org</a> <a href="http://Fresnocentralca.adventistchurch.org">Fresnocentralca.adventistchurch.org</a></p>
<p><b>Fresno Metro Ministry</b> 3845 N. Clark Street, Suite 101 Fresno, CA 93726 <b>559.259.3220</b> <a href="mailto:richard@fresnometmin.org">richard@fresnometmin.org</a> <a href="http://Fresnometmin.org">Fresnometmin.org</a></p>	<p><b>Fresno Rescue Mission</b> 263 G Street Fresno, CA 93706 <b>559.259.3220</b> <a href="mailto:richard@fresnometmin.org">richard@fresnometmin.org</a> <a href="http://Fresnomission.org">Fresnomission.org</a></p>	<p><b>Poverello House</b> 412 F Street Fresno, CA 93706 <b>559.498.6988</b> <a href="mailto:info@poverellohouse.org">info@poverellohouse.org</a> <a href="http://Poverellohouse.org">Poverellohouse.org</a></p>
<p><b>The Salvation Army of Fresno</b> 1752 Fulton Street Fresno Ca 93721 <b>559.233.0138</b> <a href="mailto:hollie.slater@usw.salvation-army.org">hollie.slater@usw.salvation-army.org</a> <a href="http://Fresno.salvationarmy.org/fresno">Fresno.salvationarmy.org/fresno</a></p>	<p><i>For assistance connecting with a local nonprofit, you can also visit <a href="http://Careit.com">Careit.com</a>.</i></p> <p>For additional questions about food donation requirements for Tier 1 &amp; Tier 2 businesses, please call <b>559.259.3597</b>.</p>	



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This list has been developed to assist businesses to find food recovery organizations pursuant to SB 1383, and is not intended to be exhaustive. **Scan the QR code for more information and what to do next.**

