



California SB 1383



Q: What is a Tier 1 Edible Food Generator?

A: Wholesale Food Vendor - A business or establishment engaged in the merchant wholesale distribution of food, where food (including fruits and vegetables) is received, shipped, stored, prepared for distribution to a retailer, warehouse, distributor, or other destination.

Food Service Provider - An entity primarily engaged in providing food services to institutional, governmental, commercial, or industrial locations, based on contractual arrangements with these organizations.

Food Distributor - A company that distributes food to entities including, but not limited to, supermarkets and grocery stores.

Grocery Store - A store primarily engaged in the retail sale of canned food; dry goods; fresh fruits and vegetables; fresh meats, fish, and poultry; and any area that is not separately owned within the store where the food is prepared and served, including a bakery, deli, and meat and seafood departments with a total facility size equal to or greater than 10,000 square feet.

Supermarket - A full-line, self-service retail store with gross annual sales of \$2,000,000 or more, and which sells a line of dry grocery, canned goods, or nonfood items and some perishable items.

Q: What is a Tier 2 Edible Food Generator?

A: Restaurant – An establishment primarily engaged in the retail sale of food and drinks for on premises or immediate consumption with 250 or more seats or a total facility size equal to or greater than 5,000 square feet.

Hotels - With on-site food facility and 200 or more rooms

Large Event - An event, including, but not limited to, a sporting event or a flea market, that charges an admission price, or is operated by a local agency, and serves an average of more than 2,000 individuals per day of operation of the event, at a location that includes, but is not limited to, a public, nonprofit, or privately owned park, parking lot, golf course, street system, or other open space when being used for an event.

Large Venue - A permanent venue facility that annually seats or serves an average of more than 2,000 individuals within the grounds of the facility per day of operation of the venue facility. A venue facility includes, but is not limited to: a public, nonprofit or privately owned or operated stadium, amphitheater, arena, hall, amusement park, conference or civic center, zoo, aquarium, airport, racetrack, horse track, performing arts center, fairground, museum, theater, or other public attraction facility.

State Facility – A state agency facility with a cafeteria, with 250 or more seats or a total cafeteria facility size equal to or greater than 5,000 square feet.

Education Facility - A local education agency with on-site food facility.

Q: Is my business protected by food donation laws?

A: Federal and state laws protect businesses from liability when donating food, as long as the food was handled safely before being donated. Please refer to these laws and legal counsel for questions about food donation liability protection:

- United State Code, Bill Emerson Good Samaritan Food Donation Act
- California Health and Safety Code, Section 114432
- California Health and Safety Code, Section 114433
- California Food and Agriculture Code, Section 58505
- California Civil Code, Section 1714.25(a)

Q: What is Assembly Bill 827?

A: California Assembly Bill 827 requires commercial businesses (except full service restaurants) that are required to have traditional and/or organic recycling services to place corresponding carts in areas that customers access, except the restroom. It also requires these carts to match the state established color code and labeling requirements.

Customers are required to recycle their organic waste per signage posed by commercial business.

Q: Who would commercial customers contact for more information about organic waste?

A: Waste Management-Visit

https://www.wm.com/us/local/ca/la-verne/residential?cmp=ag_home_2022-01-03_usa_ca_la_verne
or call (909) 599-1274

City of La Verne- Visit <https://www.cityoflaverne.org/index.php/services/environmental-programs/solidwaste-recycling-guide> or call the Public Works Department at (909) 596-8741.

Cal Recycle-Visit <https://calrecycle.ca.gov/organics/slcp/faq/collections>

