

HOUSE No. 3999

The Commonwealth of Massachusetts

In the Year Two Thousand Nine

An Act relative to the donations of leftover food by restaurants and cafeterias..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding any general or special law to the contrary, food service
2 establishments, including restaurants and cafeterias may donate their edible leftover cooked food
3 and nonperishable food to local food pantries and assistance shelters and shall be allowed to take
4 a tax credit or deduction for same. The food service establishment shall not be held liable in the
5 event of any harm resulting to a person from the ingestion of any item of donated food described
6 in this section.