

# HOUSE . . . . . No. 2326

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## The Commonwealth of Massachusetts

PRESENTED BY:

*Bradley H. Jones, Jr. and Hannah Kane*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the promotion of food donation.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>2/11/2021</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>2/18/2021</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>2/25/2021</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>3/11/2021</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>	<i>3/5/2021</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>3/22/2021</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>3/22/2021</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>3/31/2021</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>4/7/2021</i>
<i>Natalie M. Blais</i>	<i>1st Franklin</i>	<i>6/9/2021</i>

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By Representatives Jones of North Reading and Kane of Shrewsbury, a petition (accompanied by bill, House, No. 2326) of Bradley H. Jones, Jr., Hannah Kane and others relative to authorizing the Department of Public Health to provide guidance to businesses regarding best practices for food donation. Public Health.

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## The Commonwealth of Massachusetts

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In the One Hundred and Ninety-Second General Court  
(2021-2022)  
\_\_\_\_\_

An Act relative to the promotion of food donation.

*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. The department of public health shall issue guidance to businesses in the  
2   commonwealth regarding best practices for food donation, and state and federal policies  
3   concerning liability protections when donating food.

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5           The guidance shall include, but not be limited to, a review of:

6           (i) state and federal liability protection laws in place concerning food donation;

7           (ii) the community benefits of food donation, including, but not limited to, reducing food  
8   waste, and providing food for those in need;

9           (iii) incentives for businesses to donate surplus food;

10          (iv) federal, state and local regulations for safe food handling of food donations;

11 (v) best practices of food donation;

12 (vi) the types of food and produce that may be donated by businesses;

13 (vii) and contact information for staff at the department of public health that businesses  
14 can reach out to with questions regarding food donation best practices and liability protections.

15 SECTION 2. The commissioner of the department of public health shall establish how  
16 said guidelines regarding food donation by businesses be distributed to Massachusetts  
17 establishments in a manner that ensures that they are easily accessible. The commissioner shall  
18 also ensure that said guidelines are posted on the department of public health's website. The  
19 guidelines shall be developed, distributed, and posted by the department of public health no later  
20 than 6 months within the passage of this act.

21 SECTION 3. The department of public health shall conduct educational webinars for  
22 health agents and local boards of health regarding best practices and strategies for implementing  
23 effective and safe policies and programs regarding food donation. The commissioner of the  
24 department of public health shall determine the educational content that shall be included in said  
25 webinars, and the frequency with which they shall be held, provided that, said webinars are held  
26 a minimum of 4 times per calendar year.

27 SECTION 4. The department of public health shall develop and implement a state wide  
28 educational campaign to conduct targeted outreach to Massachusetts businesses and consumers  
29 to teach them about the importance of reducing food waste and how they can play a role in  
30 reducing food waste. The commissioner of the department of public health shall ensure that the  
31 campaign is developed and implemented no later than 12 months within the passage of this act.