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3 Councilmember Kenyan R. McDuffie
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7 A RESOLUTION
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11 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
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15 To declare the existence of an emergency with respect to the need to prohibit a third-party meal
16 delivery platform from arranging to deliver a meal order from a restaurant without first
17 obtaining an agreement with the restaurant expressly authorizing the third-party meal
18 delivery platform to collect meal orders and deliver meals prepared by the restaurant.
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21 RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this
22 resolution may be cited as the “Fair Meals Delivery Second Emergency Declaration Resolution
23 of 2021”.

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25 Sec. 2. (a) As a result of the public health emergency due to the COVID-19 pandemic,
26 restaurants began operating at a limited capacity. The public health emergency forced many
27 consumers to order more take-out meals from their homes using websites, mobile applications,
28 or other internet services.

29 (b) Many times, the websites, mobile applications, or other internet services are not
30 operated by restaurants but rather by a third-party meal delivery platform. A restaurant should
31 know who or what third-party meal delivery platform is providing meal-delivery services of food
32 from its restaurant.

33 (c) In early 2021, the Council enacted emergency and temporary legislation that
34 addressed the foregoing issue. The Fair Meals Delivery Temporary Act of 2021, effective May
35 13, 2021 (D.C. Law 24-4; 68 DCR 3442) (“temporary legislation”), expires on December 24,

36 2021. The Fair Meals Delivery Act, as introduced on April 29, 2021 (Bill 24-228) (“permanent
37 legislation”) has not completed the legislative process and will not become law before the
38 expiration of the temporary legislation.

39 (d) It is important to keep the provisions of the temporary legislation in effect, without
40 interruption, until the permanent legislation is law.

41 Sec. 3. The Council of the District of Columbia determines that the circumstances
42 enumerated in section 2 constitute emergency circumstances making it necessary that Fair Meals
43 Delivery Second Emergency Act of 2021 be adopted after a single reading.

44 Sec. 4. This resolution shall take effect immediately.