

  
Councilmember Charles Allen

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A PROPOSED RESOLUTION

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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To declare the existence of an emergency, due to congressional review, with respect to the need to amend the Fair Meals Delivery Act of 2022, to restrict third-party meal delivery services from reducing a restaurant’s placement within a given list of restaurants on a third-party food delivery platform based on the level or percentage of commissions paid, to restrict third-party meal delivery services from reducing a restaurant’s delivery radius based on the level or percentage of commissions paid, to restrict third-party meal delivery services from limiting driver availability based on the level or percentage of commissions paid, to require third-party meal delivery services to disclose, in plain language, all fees, commissions, and charges related to contracted services for covered restaurants, and to make other clarifying changes.

RESOLVED, BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this resolution may be cited as the “Food Delivery Fees Transparency Congressional Review Emergency Declaration Resolution of 2023”.

Sec. 2. (a) On May 2, 2023, the Council passed the Food Delivery Fees Transparency Emergency Amendment Act of 2023, effective June 2, 2023 (D.C. Act 25-0108; 70 DCR 130777) (“emergency act”). The emergency act will expire on August 22, 2023.

(b) On June 6, 2023, the Council passed the Food Delivery Fees Temporary Amendment Act of 2023, enacted on June 29, 2023 (D.C. Act 25-0153; \_\_ DCR \_\_\_\_ ) (“temporary act”). The temporary act was enacted on June 26, 2023, and it is now pending transmittal to Congress.

36 (c) To prevent a gap in the law between the expiration of the emergency act and the  
37 effective date of the temporary act, it is now necessary to pass this congressional review emergency  
38 legislation.

39 Sec. 3. The Council of the District of Columbia determines that the circumstances  
40 enumerated in section 2 constitute emergency circumstances making it necessary that the Food  
41 Delivery Fees Congressional Review Emergency Amendment Act of 2023 be adopted after a  
42 single reading.

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

DRAFT