

FIRST REGULAR SESSION

HOUSE BILL NO. 790

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MACKEY.

0330H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 379, RSMo, by adding thereto one new section relating to food delivery platform drivers.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 379, RSMo, is amended by adding thereto one new section, to be known as section 379.1720, to read as follows:

379.1720. 1. For purposes of this section, the following terms mean:

(1) "Food delivery platform", a business that acts as a third-party intermediary by taking and arranging for the delivery or pickup of orders from multiple restaurants for ultimate consumers. The term "food delivery platform" shall not include:

(a) Delivery or pickup orders placed directly with, and fulfilled by, a restaurant; or

(b) Websites, mobile applications, or other electronic services that do not post restaurant menus, logos, or pricing information on their platforms;

(2) "Food delivery platform driver", an individual paid by a food delivery platform to fulfill delivery or pickup orders from multiple restaurants for ultimate consumers using his or her personal vehicle;

(3) "Personal vehicle", a vehicle that is used by a food delivery platform driver and is owned, leased, or otherwise authorized for use by the food delivery platform driver;

(4) "Restaurant", a business in this state that:

(a) Operates its own permanent food service facilities with commercial cooking equipment on its premises; and

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

18 **(b) Prepares and offers to sell multiple entrees for consumption on or off the**
19 **premises.**

20 **2. A food delivery platform shall not allow an individual to serve as a food**
21 **delivery platform driver until the individual provides proof that he or she has satisfied**
22 **the motor vehicle financial responsibility requirements under chapter 303 for his or her**
23 **personal vehicle to be used to fulfill orders through the food delivery platform. The**
24 **food delivery platform shall not allow self-attestation to serve as proof of financial**
25 **responsibility.**

26 **3. A food delivery platform shall regularly verify that every food delivery**
27 **platform driver it pays continues to comply with the motor vehicle financial**
28 **responsibility requirements under chapter 303 for his or her personal vehicle being**
29 **used to fulfill orders through the food delivery platform. Verification shall occur at least**
30 **every six months. Self-attestation by food delivery platform drivers shall not be**
31 **sufficient to satisfy the food delivery platform's verification responsibilities.**

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