



510-891-6575, rules@stopwaste.org
www.StopWaste.org/rules

**SB 1383 EDIBLE FOOD RECOVERY
INSPECTION REPORT**

Page 1 of 3
Report Date:

Facility Name, Address, City:

Inspector:

FA#: TIER: INSPECTION TYPE: INSPECTION DATE:

SB 1383 CONTACT: EMAIL: FACILITY SQ FT: # of SEATS: # of BEDS:

**NOTICE OF VIOLATION
VIOLATIONS OF SB 1383 MUST BE CORRECTED AND CORRECTIONS DOCUMENTED**

COMPLIANCE FACTORS	No Violation Observed	Violation Observed	Corrective Action Required (if Violation Observed)	Inspection Comments
1 Lack of Written Contract or Agreement with Food Recovery Organizations and/or Services (FROS) 14 CCR 18991.4			Provide a copy of a written agreement or contract with a FRO/S. If no surplus edible food is available, provide information about food waste prevention practices or direct donation to end recipients.	
2 Lack of Edible Foods Donation records to FRO/s on a monthly basis (to whom, date, lbs.) 14 CCR 18991.4			Provide complete records of types of edible foods donated to FRO/S	
3 Commercial Edible Food Generators shall arrange to recover the maximum amount of edible food that would otherwise be disposed 14 CCR 18991.3			Review where there may be departments or areas within the organization for additional food to be donated	



COMPLIANCE DATE: To avoid a fine, your facility has 60 days to demonstrate you have achieved compliance for each violation marked above.

To demonstrate compliance, scan the code at left or go to www.StopWaste.org/rules-submit-proof and provide proof that your facility has completed the required corrective actions. Additional information can be found at www.StopWaste.org/rules-food-recovery.

PENALTY NOTICE: No fine is being assessed at this time. However, if your facility fails to complete the required corrective actions **within 60 days** of the date of this inspection report, a fine will be assessed for each requirement that is violated, as described below. Fine amounts increase every 60 days with subsequent violations. Find your site's "tier" noted at the top of the inspection report. Learn more at www.StopWaste.org/rules-citations

Fine Level Category	1 st Citation	2 nd Citation	3 rd and Subsequent Citations
Tier 1 Commercial Edible Food Generator	\$100	\$200	\$500
Tier 2 Commercial Edible Food Generator	\$50	\$100	\$250



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Documenting Donation Activity

Types of surplus edible food to donate:

Any unmet needs for successfully donating food:

Food Recovery Organization or Services (FRO/S) Contract/Agreement(s) (if applicable)

Choose a FRO&S 1: [drop down]

Or, new FRO&S Organization Name:

FRO&S Contact Name 1:

Contact Phone:

Frequency of Collection:

Choose a FRO&S 2: [drop down]

FRO&S Contact Name 2:

Contact Phone:

Frequency of Collection:

Choose a FRO&S 3: [drop down]

FRO&S Contact Name 3:

Contact Phone:

Frequency of Collection:

<u>Alternative Compliance Methods</u>	<u>Action Recommended</u>	<u>Inspection Comments</u>
Food waste prevention practices result in no edible food generated for donation	Prepare procedures to be followed so that the facility prevents edible food waste and submit documentation	
Site donates directly to end recipients (staff or individuals) that result in no edible food generated for donation	Provide a copy of the records of edible food donated directly to end recipients and submit documentation	
Edible food is not intentionally spoiled	Provide safe food handling procedures that ensure food is not intentionally spoiled	

SB 1383 and the Organics Reduction and Recycling Ordinance

Background:

When food and plant material break down in a landfill, they release methane, a harmful greenhouse gas and leading cause of climate change. To respond to the climate crisis, California passed Senate Bill 1383 to reduce the amount of food scraps and other compostable materials sent to landfills by requiring everybody in the state to compost and recycle, and requiring food-generating businesses to donate surplus edible food. In Alameda County, the State law is being implemented and enforced under the Organics Reduction and Recycling Ordinance which was passed by local government agency, StopWaste. StopWaste partners with the cities of Alameda County, their solid waste service providers, and the Alameda County Department of Environmental Health to help sites comply and to enforce the law when needed.

Overview of the Rules

Businesses (including nonprofits and institutions) and multifamily properties (5+ units) must:

1. **Subscribe to compost (organics) and recycling collection services.**
2. Place **color-coded and labeled recycling and compost bins** next to all garbage bins (not required in restrooms).
3. **Sort materials into the proper bins.**
4. **Educate employees, contractors, and tenants about the law** at least annually and check bins periodically.

In addition to the steps above, [some businesses](#)—such as grocery stores, food distributors, and large restaurants—must donate their surplus edible food to feed people. These sites must:

- **Have written agreements** with food recovery organizations or services to pick up or receive surplus edible food.
- **Save the maximum amount of surplus edible food** that would otherwise be discarded, and donate it to food recovery organizations or services, and/or your staff.
- **Maintain monthly records of type, frequency, and pounds of food donated** to food recovery organizations/services or distributed to staff.

Fine amounts are assessed at two levels, depending on the food generator type: Tier 1 or Tier 2. Fines start at \$100 per violation for Tier 1 generators and \$50 per violation for Tier 2 generators. Fines increase up to \$500 per violation and will continue to be issued every 60 days for non-compliance. Learn more at www.StopWaste.org/rules-citations.

Free Resources and Support



We're here to help you start a surplus food donation program or bring an existing one into compliance. Scan the code to download or request free resources. Many are available in multiple languages.

www.StopWaste.org/rules-resources

- Surplus Food Donation Guide
- Free virtual or on-site help from our field team
- Directory of local food recovery organizations and services
- Donation agreement template
- Sample recordkeeping document and more!

FREE



Scan for information in English, 中文 (Chinese), Tagalog (Filipino), 한국어 (Korean), Español (Spanish), and Tiếng Việt (Vietnamese)

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