

# HOUSE BILL NO. 1951

## 101ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE MACKEY.

4031H.011

DANA RADEMAN MILLER, Chief Clerk

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### AN ACT

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

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*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.**  
29 **Verification shall occur at least every six months. Self-attestation by food delivery**  
30 **platform drivers shall not be sufficient to satisfy the food delivery platform's**  
31 **verification responsibilities.**

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