

SB 1383 Edible Food Recovery Working Group Meeting Agenda

Date: Tuesday, January 16th, 10 a.m. – 12 p.m.

Location: Virtual Meeting [Click here to join the meeting](#)

Contact: Stephanie.Ewalt1@sdcounty.ca.gov

Or call in (audio only)

[+1 469-998-7394](tel:+14699987394), [955762640#](tel:+1955762640) Phone Conference ID: 955 762 640#

Agenda

1. Welcome and introductions (please type name and affiliation in chat)

- Allie Blankemeier – Feeding San Diego
- Amanda Boudreault – City of San Marcos
- Annika Anderson – City of Oceanaisw
- Caitlin Barboza – HF&H Consultants
- Mary Angelene Capcap – CalRecycle
- Christian Olivas – City of Lemon Grove
- Craig Jones – North County Food Policy Council GIS Platform
- Katherine Crow – County of San Diego
- Dave Didonato – City of Chula Vista
- Stephanie Ewalt – Ekolojik
- Stephanie Ferris – City of San Diego
- Jacy Triboulet – Feeding San Diego
- Janin Rodarte – City of Escondido
- Jennafer Steffan – City of Poway
- Kaitlyn E Norgrove – City of Del Mar
- Kate Garrett – Feeding San Diego
- Kayla Thomson – San Diego Food Bank
- Megan Kendall – City of San Diego
- Jill Larner – CalRecycle
- Shannon Lee – County of San Diego
- Serena Lee – City of La Mesa
- Nicole Grucky – City of Solana Beach
- Rocio Ramos – City of Oceanside
- Emily Schuetz -- CalRecycle
- Valery ODerio – San Diego Food Bank
- Polina Osipova – City of San Diego
- Natalie Penney – City of San Diego
- Mallika Sen – Solana Center
- Nick Vallejo – City of San Diego
- Eric Wolff – County of San Diego
- Ellyn Law – County of San Diego
- Molly Reeves – City of Carlsbad
- Danielle Osborne – CalRecycle
- Nita Kurmins Gilson – ProduceGood

2. Public Comments & Communications

a. Open Comments

- i. Nita Kurmins Gilson with ProduceGood - If you are interested in more information about our food recovery services for your jurisdiction, please contact me at producegood.nita@gmail.com. Their website can be found here: <https://producegood.org/>.

3. SB 1383 – Implementation, Discussion, Q&A

a. Capacity Planning Discussion (Due Aug 1, 2024)

- i. Review RFI email sent on Jan 15.
 - 1. Due date of May 15 to call for:
 - a. Estimated edible food disposal (use tool or other method)

- b. Estimated FRO capacity of FRO's in jurisdictions.
 - i. Jurisdictions can use a combination of methods to determine capacity
 - 1. Reports from FRO's
 - 2. Spot surveys of FRO's in your jurisdiction
 - a. Sample questions in regional doc.

b. Enforcement

- i. CRRA EFR Recovery Meeting-Karla Miller spoke on enforcement.

- 1. Highlights:

- a. CalRecycle will do visual inspections and will talk to generators to see if jurisdictions are reaching out.
- b. If there are corporate policies impeding compliance, let CalRecycle know.
- c. No good faith effort allowances, but there is 60 day compliance window.
- d. Do not have an evaluation process yet so more information to come.
- e. Minimum requirement will be to have a violation for each section of the regulations, through a jurisdiction can have sub-section violations if they wish.
- f. No concrete guidance on maximum food donation or intentional food spoilage.
- g. Jurisdictions will get letters if a compliance evaluation is starting. Will need to be ready to supply implementation records within 10 days.

c. Tier 1 & 2 – Questions & Discussion

- i. City of San Diego – Discuss with CalRecycle the issue of major FSP's being out of State or City (i.e. Compass is North Carolina – but Qualcomm corporate cafeteria uses these FSP and serves hundreds of people). Should cities not be inspecting any FSP out of their city or out of the state? If a large corporate cafeteria does not meet the Tier 1 or 2 criteria, is it the assumption that those generators will not be targeted for inspection and education?

- 1. CalRecycle – Look to their regional offices, if possible, for information for records and contracts. If there is none in the region, the FSP should still be recovering food if they are operating in California and may hopefully keep records. If FSPs give you pushback, share this information with CalRecycle and they can help convey requirements. They are talking internally about potentially changing guidance. Jurisdictions can have requirements more stringent than regulations if they choose to.

- ii. City of San Diego – Has anyone ever reached out to Food Donation Connection to see if someone could speak to our group?

- 1. Solana Center – Looking to add them to the agenda.

- iii. City of San Diego – FROs that have multiple locations have been that the reporting needed to happen based on the location of the “primary” location of the FRO, meaning the location where records for the organization were kept, which usually translated into the headquarters. Is that the correct interpretation of “primary”

location? (Example of the SD Rescue Mission + National City). Who should SD Rescue Mission report to in this case?

1. CalRecycle – Typically, the primary location, which is usually the headquarters, maintains records. However, it can vary on what makes the most sense. Talk to the overarching organization and see how they manage reporting between facilities.
- iv. Malls and Strip Malls – Food Banks requested that agreements be made with each food generator individually, rather than the mall or venue manager.
 1. San Diego Food Bank – When it comes down to food donation, they need to do onboarding with each donating food business, not the property manager.
 2. Solana Center – From a regulation’s standpoint, if the mall is designated as a venue, the mall property manager is responsible for ensuring that food recovery is happening at that venue. Maybe having both will be good to ensure the responsibility remains clear with the venue.
- v. Additional Feedback from food banks – We need to educate these facilities on the minimum number of LBS accepted for each food bank and their partners.
 1. Encourage the food facilities to drop donations themselves and make sure they follow food safety guidelines.
- vi. City of San Diego – For events, we are unclear on the “charges for entry” parameters. For instance, do we need to include marathons where you pay to run, but the post events are typically open to the public?
 1. [See Regional Guidance for Responses](#)
- vii. City of San Diego – Malls are included under the definition of venues, but what exactly is a venue and what exactly is a mall? There are many “shopping centers” but what is the line between a strip mall and a mall?
 1. CalRecycle – The mall would only qualify for food recovery if it qualifies as a large venue. Thus, not every strip mall or mall may qualify under SB 1383.
 - a. “Large venue” means a permanent venue facility that annually seats or serves an average of more than 2,000 individuals within the grounds of the facility per day of operation of the venue facility. For the purposes of this chapter, a venue facility includes, but is not limited to, a public, nonprofit, or privately owned or operated stadium, amphitheater, arena, hall, amusement park, conference or civic center, zoo, aquarium, airport, racetrack, horse track, performing arts center, fairground, museum, theater, or other public attraction facility. For the purposes of this chapter, a site under common ownership or control that includes more than one large venue that is contiguous with other large venues in the site, is a single large venue.”
- viii. North County Food Policy Council GIS Platform – What comes after Tier 2?
 1. CalRecycle: The regulations define Tier 1 and Tier 2 commercial edible food generators and the respective dates they must begin recovering edible food otherwise disposed in landfill. There are no further defined commercial edible food generators in SB 1383.
- ix. North County Food Policy Council GIS Platform – What measures is the State planning to take to measure city/county compliance, and enforce compliance?

1. CalRecycle – For information on CalRecycle enforcement, please see the following resources:
 - [Enforcement of Organics Waste Collection, Processing, and Diversion from Landfills - CalRecycle Home Page](#)
 - [CalRecycle Oversight and Enforcement - CalRecycle Home Page](#)
 - [Guidance for Elected Officials - CalRecycle Home Page](#)

- x. North County Food Policy Council GIS Platform – Is/will the State be using any GIS mapping capability related to SB1383 implementation and measuring compliance?
 1. *Response pending*

- d. Site Visits/Inspections – DEHQ Myths and Challenges
 - i. DEHQ – Q&A
 - ii. DEHQ offer to host a webpage on County website for regional SB1383 resources
 1. Task: All jurisdictions to add their resources if they have not on the [Regional Guidance Document](#) under the tab **Jurisdiction&DEH Contacts**

- e. Recordkeeping & Reporting (FRO’s and Generators)
 - i. Following a conversation in regards whether a Food Recovery Service organization should report:
 1. CalRecycle – Here is our definition for FRS: “Food recovery service” means a person or entity that collects and transports edible food from a commercial edible food generator to a food recovery organization or other entities for food recovery. If FRSs are the ones directly recovering the food, they are reporting those pounds to their jurisdictions.

4. **SB 1383 – Public Education Resources**
 - a. [San Diego Regional Food Systems GIS Map](#): Any jurisdiction that wants to have their data mapped or updated; they are open to it!

 - b. Resources for Tier 2 Public Education:
 - i. [CRRRA EFR – Additional Resources](#)
 1. Scroll to the bottom under “Additional Resource” and see adaptable Word documents for “How to Safely Recover Food” for each stakeholder group.
 - a. Stephanie: We are in the process of completing updates with the County to release to the group soon.
 2. Will work with DEHQ/Food Banks to vet local content
 - ii. Jurisdictions need to start understanding which FRO’s and other orgs are best suited to accept prepared (Tier 2) foods.
 - iii. Options besides donation (Too Good to Go, donating to employees, donating to local homeless)
 1. Tracking by generators will be key.

- c. Save the Food San Diego website and meetings, *pending*

- d. Food Bank updates on education efforts to partners

- i. They pull data for FROs and will send in coming week. FROs who get data from the food bank may report later this month because of this.
 - e. Food donation videos (County led for regional use)
 - i. County created videos for SB 1383 with specific and general food donation information
 - 1. In final stages of production and looking on where to house videos
- 5. **Grants & funding**
 - a. City/County CRV Payment program due 1/17: [Notice of Funds Available: Beverage Container Recycling City/County Payment Program \(FY 2023-24\) - CalRecycle Home Page](#)
 - b. CalRecycle – The Federal Grants Database, recently created by ReFED in partnership with NRDC, is a new resource that presents relevant funding opportunities to reduce food waste. Resources and guides can be found here: https://refed.org/food-waste/resources-and-guides/?mc_cid=b739586e96&mc_eid=499c2a356c#grants
- 6. **Legislation**
- 7. **News & Events**
 - a. CalRecycle info sessions: <https://www2.calrecycle.ca.gov/Listservs/Subscribe/152>
 - i. Webinars on capacity planning in Feb or March
 - ii. SB 1383 chat: contamination monitoring
 - b. Zero Waste Symposium: Feb 28th. Information can be found on their website: <https://zwsymposium.zerowastesandiego.org/>
 - c. Zero Food Waste Forum – NCRA webinar on 1/26 focused on edible food capacity planning — <http://tinyurl.com/ZeroFoodWaste1-26-24>
 - d. Food Rescue Hero webinar – Jan 18th 12 pm (What people don't get about food recovery, why it matters and how to change that)
 - i. <https://foodrescuehero.org/webinars/>
 - e. Solana Center – SB 1383 compliance webinar: <https://solanacenter.org/events/>
- 8. **Round Table**
- 9. **Adjournment**
 - a. *Next meeting Tues, February 20th, 2024 – 10 a.m. – 12 p.m. (potentially move to 1 pm – 3 pm timeslot?)*

SB 1383 Food Donation & Recovery Resources

Resource	Provided By
<p>Regional Guidance Document</p> <ul style="list-style-type: none"> • Tier 1 and Tier 2 clarifications • List of Edible Food Recovery Organizations • Local Ordinances • California Retail Food Code (DEHQ) • Contacts (jurisdictions, DEHQ, corporations) 	Crowdsourced
<p>Food Recovery Capacity Survey Results (Updated 9/15/2022)</p> <ul style="list-style-type: none"> • Additional County outreach is reflected in this document • To determine if FRO’s would like to be contacted directly for food donations: Please see “data dump” tab and scroll all the way right, to column BN. • Access to Survey Questions for continuation of outreach 	Crowdsourced
<p>Model tools (franchise agreement, edible food recovery agreement)</p>	CalRecycle
<p>Capacity Planning for Jurisdictions</p>	CalRecycle
<p>CalRecycle's web page for food donors</p>	CalRecycle
<p>CalRecycle's web page for food recovery organizations</p>	CalRecycle
<p>SB 1383 Local Assistance Grant Program</p>	CalRecycle
<p>Waste Free SD – Bin Cleaning Services</p>	County
<p>Tableau Food Recovery Capacity Survey Results Dashboard</p>	County/SDFSA
<p>San Diego Regional Food Systems GIS Map</p>	