

A RESOLUTION

25-189

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

July 11, 2023

To declare the existence of an emergency, due to congressional review, with respect to the need to prohibit a third-party meal delivery service from excluding any restaurant with whom the third-party meal delivery service has an agreement from a customer within 4 miles of a restaurant, to restrict third-party meal delivery services from reducing a restaurant's delivery radius below 4 miles 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 May 24, 2023 (D.C. Act 25-108; 70 DCR 7927) ("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 25-153; 70 DCR 9412) ("temporary act"). The temporary act is projected to become law on September 22, 2023.

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

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

Sec. 4. This resolution shall take effect immediately.