

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 3222

By: Roberts (Dustin)

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6 AS INTRODUCED

7 An Act relating to contracts; prohibiting
8 uncontracted third-party pick-up and delivery of
9 food; authorizing restaurants to terminate contracts;
10 creating fine for violation; creating right of
11 action; and providing an effective date.

12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 581 of Title 15, unless there is
15 created a duplication in numbering, reads as follows:

16 A. A food delivery platform shall not offer pick-up or delivery
17 services from a restaurant without first obtaining an agreement with
18 the restaurant expressly authorizing the food delivery platform to
19 take orders and offer delivery or pick-up of the food and/or
20 beverages prepared by the restaurant.

21 B. The agreement shall be terminated upon the restaurant's
22 written request to the food delivery platform. The food delivery
23 platform shall remove the restaurant from its list of participating
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1 restaurants within seventy two (72) hours of receiving the request
2 for termination.

3 SECTION 2. NEW LAW A new section of law to be codified
4 in the Oklahoma Statutes as Section 582 of Title 15, unless there is
5 created a duplication in numbering, reads as follows:

6 A. Platforms that violate this act shall be fined Two Hundred
7 Fifty Dollars (\$250.00) plus statutory assessments, and shall be
8 fined an additional Two Hundred Fifty Dollars (\$250.00) for each day
9 of noncompliance.

10 B. Any person or class of persons that suffers injury as a
11 result of a violation of this act may bring a civil action in a
12 court of competent jurisdiction against the person violating this
13 act and, upon prevailing, may be awarded reasonable attorney fees
14 and costs and such legal or equitable relief as may be appropriate
15 to remedy the violation.

16 SECTION 3. This act shall become effective November 1, 2022.

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