



County of Los Angeles CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
<http://ceo.lacounty.gov>

FESIA A. DAVENPORT
Acting Chief Executive Officer

Board of Supervisors
HILDA L. SOLIS
First District

HOLLY J. MITCHELL
Second District

SHEILA KUEHL
Third District

JANICE HAHN
Fourth District

KATHRYN BARGER
Fifth District

December 8, 2020

To: Supervisor Hilda L. Solis, Chair
Supervisor Holly J. Mitchell
Supervisor Sheila Kuehl
Supervisor Janice Hahn
Supervisor Kathryn Barger

From: Fesia A. Davenport
Acting Chief Executive Officer

PROTECTING FOOD DELIVERY WORKERS AND CONSUMERS (ITEM NO. 70-A, AGENDA OF SEPTEMBER 15, 2020 AND ITEM NO. 17, AGENDA OF JULY 21, 2020)

On September 15, 2020, the Board of Supervisors (Board) adopted a motion by Supervisors Solis and Kuehl that directed the Chief Executive Office (CEO), in consultation with the Department of Public Health (DPH), Department of Consumer and Business Affairs (DCBA), County Counsel, other relevant departments, and the University of California Berkeley Food Labor Center (Food Labor Center) to evaluate options to develop a standard Food Safety Training Program or other alternative training options that will effectively protect consumers and workers, as well as options to mandate that food delivery platforms operating in the County of Los Angeles (County) require delivery employees and independent contractors to take the standard training or other effective alternative trainings, and report to the Board in writing in 60 days.

The September 15, 2020, motion replaced an earlier motion from July 21, 2020, to engage with stakeholders and consider requiring food delivery platform drivers to obtain food handler certification to operate in the County, as well as provide education on safe food handling practices to food delivery drivers. However, through stakeholder engagement and analysis, another option was presented to provide health and safety education that is more specific to delivery drivers that will in turn help protect both the workers and consumers. The September 15, 2020 motion directed exploration of this latter option with the Food Labor Center.

Each Supervisor
December 8, 2020
Page 2

CEO established a workgroup with DPH, DCBA, and County Counsel to engage the Food Labor Center to develop a training program for food delivery drivers in the County, and explore options to require completion of the training. The Food Labor Center has developed a curriculum for the training and is working closely with DPH to ensure local health orders and policies are covered. The curriculum will focus on food safety, while also covering workers' rights, and will include the protocols for food delivery established by Assembly Bill 3336, which was signed into law by Governor Newsom in September 2020. The training to be developed will be approximately one hour long, delivered through an online platform (desktop and mobile), and accessible in multiple languages.

Next Steps

The workgroup will continue engaging with the Food Labor Center to develop the training by early 2021. Upon completion of training development, County Counsel, working with the workgroup, will prepare an ordinance for the Board's consideration to require completion of the training by food delivery drivers operating in the County. Additionally, on November 3, 2020, California voters passed Proposition 22, which defines app-based delivery drivers as independent contractors and adopts labor and wage policies specific to app-based drivers and companies. County Counsel is reviewing Proposition 22 to determine the impact, if any, it may have on the drafting of the ordinance.

Should you have any questions concerning this matter, please contact me or Allison E. Clark, Senior Manager, at (213) 974-8355 or allison.clark@ceo.lacounty.gov.

FAD:JMN:AEC
JO:DSK:yy

c: Executive Office, Board of Supervisors
County Counsel
Consumer and Business Affairs
Public Health