

Subject Food Waste Management

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Date March 19, 2024

Overview

House File 4932, as amended by the H4932A2 amendment, requires certain generators of surplus food and food waste to record the amount generated and to manage those volumes according to a hierarchy of management methods established in the bill.

Summary

Section	Description
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1	[115A.395] Definitions.
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2	[115A.3951] Surplus food and food waste management requirements.
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Subd. 1. Applicability. Establishes threshold amounts surplus food/food waste a person must generate annually in order to be subject to this act. The amounts decline over time, beginning at 104 tons or more in 2025 and declining to six tons or more in 2029.

Subd. 2. Waste food hierarchy. Establishes priorities for managing surplus food/food waste: waste reduction; donation for human consumption; consumption by animals; and anaerobic digestion.

Subd. 3. Duty to determine and quantify weight of surplus food and food waste. Specifies that, beginning in 2025, a person generating five or more tons of surplus food/food waste annually must quantify its weight monthly.

Subd. 4. Required information. Beginning in 2025, persons subject to this act must record: the weight of annual surplus food/food waste generated, how it is managed, and the name of organizations that received surplus food/food waste and its weight.

Subd. 5. Annual report. Requires persons subject to this act to report the information recorded under subdivision 4 to the commissioner of the Pollution Control Agency (PCA).

Section Description

Subd. 6. Supplemental information required. Requires persons subject to this act to report additional information regarding surplus food/food waste generated to the PCA.

Subd. 7. Education. Requires persons subject to this act to inform employees of the requirements of this act.

Subd. 8. Food recovery organizations; recovery. Requires a food recovery organization receiving surplus food from a person subject to this act to record the weight of and other information regarding surplus food received.

Subd. 9. Alternative management practices. Authorizes a person to request the commissioner to allow the person to manage surplus food/food waste according to the state's waste hierarchy (in section 115A.02) rather than the hierarchy established in subdivision 2. Specifies information that must be included in an application.

3 **[115A.3952] Methods for quantifying surplus food and food waste.**

Subd. 1. Methods. Specifies methods that can be used to weigh or estimate the weight of surplus food/food waste.

Subd. 2. Data. Specifies that weight data must be calculated in pounds or tons, and that the PCA will provide volume-to-weight conversions.

Subd. 3. Record keeping. Requires records under this section to be kept for five years.

4 **[115A.3953] Commissioner authorities.**

Subd. 1. Education and support. Authorizes the commissioner to develop and make available various educational materials regarding surplus food/food waste.

Subd. 2. Information. Requires persons to provide data to the commissioner for the purpose of determining compliance with this act.

5 **[115A.3594] Penalties.**

Authorizes the commissioner to impose civil penalties on persons who violate the provisions of this act. A warning may be given for an initial violation. The penalty for a second violation may not exceed \$250, and for subsequent violations may not exceed \$1,000 for each violation.



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