



# COUNTY OF NEVADA COMMUNITY DEVELOPMENT AGENCY

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## ENVIRONMENTAL HEALTH DEPARTMENT

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### Single Use Disposable Utensils and Condiments Laws

Over the past few years, two bills ([AB 1884](#), [AB 1276](#)) have been passed as part of the ongoing effort to **reduce single-use plastic consumption and waste**. AB 1884 became effective January 1, 2019 and updated Public Resource Code Section 42270 to require that full-service food facilities provide plastic straws to customers **only upon request**. AB 1276 became effective June 1, 2022 and updated Public Resource Code Sections 42270 and 42271 to state that food facilities and third-party food delivery services may **only provide single-use food ware accessories or standard condiments if requested by the consumer**, and that a food facility may **ask a drive-through consumer if the consumer wants a single-use foodware accessory** if the single-use foodware accessory is necessary for the consumer to consume the ready-to-eat food, or to prevent spills of or safely transport ready-to-eat food.

In order to reduce the amount of waste created from single-use items the retail food industry is now required to:

1. Only provide single-use accessories to consumers upon request.
2. Provide only the single use accessories required to eat the ready to eat food.
3. No bundling of single-use accessories or condiments in which a customer can not select the items they want individually.
4. Only offer those single-use items needed to eat or prevent spillage of the ready-to-eat food at a drive-through as well as in a public use airport.
5. A third-party delivery platform shall provide consumers with the option to request single-use accessories.
6. A food facility that uses a third-party platform shall customize their menu with a list of available single-use accessories or condiments. Only those items chosen by the consumer will be delivered. If no single-use accessories or condiments are requested none will be provided.
7. Unwrapped single-use foodware accessories that are self-serve, standard condiments that are self-serve, and/or bulk dispensed condiments may still be used.

➤ What are single-use food ware accessories?



Single-use food ware accessories include utensils (such as forks, knives, spoons, and sporks), chopsticks, condiment cups and packets, straws, stirrers, splash sticks, and cocktail sticks. **Town of Truckee's Single-Use Foodware Reduction Ordinance further requires that napkins, cup lids, and cup sleeves also only be provided upon request, effective January 1, 2024.**

➤ Are there any types of food facilities exempt from this requirement?

Yes, this law exempts Correctional Institutions, Licensed Health Care Facilities, Residential Care Facilities, and Public and Private School Cafeterias.

➤ What are standard condiments?



Standard condiments are relishes, spices, sauces, confections, or seasonings that require no additional preparation and are usually used on food after preparation, including ketchup, mustard, mayonnaise, soy sauce, hot sauce, salsa, salt, pepper, sugar, and sugar substitutes.