



FOOD FACILITY REQUIREMENTS FOR SINGLE-USE ACCESSORIES AND CONDIMENTS (AB 1276)

Background: To reduce waste from single-use items that are commonly provided by food facilities to customers with their ready-to-eat food, new restrictions were passed (AB 1276). AB 1276 went into effect on **January 1, 2022** and adds “single-use foodware accessories” and “standard condiments” to the restrictions already in place with single-use straws (see definitions of these terms below).

Who this applies to: AB 1276 applies to food facilities. A **“food facility”** is defined as an operation that stores, prepares, packages, serves, vends, or otherwise provides food for human consumption at the retail level.

“Single-use foodware accessory” means all of the following single-use items provided alongside ready-to-eat food: utensils (forks, knives, spoons, and sporks), chopsticks, condiment cups and packets, straws, stirrers, splash sticks, and cocktail sticks.

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

Effective January 1, 2022, food facilities must:

- Only provide single-use accessories to consumers upon request
- Only provide single-use accessories required to eat the ready-to-eat food
- Not bundle single-use accessories or condiments
- Only offer those single-use items needed to eat or prevent spillage of the ready-to-eat food at a drive-through or in a public use airport
- If a 3rd party delivery platform, provide consumers with the option to request single-use accessories
- If using a 3rd party platform, customize your 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

Unwrapped single-use foodware accessories that are self-serve, standard condiments that are self-serve, and/or bulk dispensed condiments may still be used.

Customer Request: A foodware accessory and/or condiment can be provided when requested by a customer.

AB 1276 does not apply to:

- Correctional institutions
- Licensed health care facilities
- Residential care facilities
- Public and private school cafeterias

Please contact the Santa Clara County Department of Environmental Health if you have questions on this new restriction at (408) 918-3400. Environmental Health Specialists are available Monday-Friday from 8am-10am.



County of Santa Clara Department of Environmental Health

1555 Berger Drive, Suite 300, San Jose, CA 95112-2716

Phone: 408-918-3400 **Fax:** 408-258-5891

Email: DEHWEB@deh.sccgov.org **Web:** www.EHinfo.org/cpd