Founded in 1981, the Community Food Bank of Eastern Oklahoma is the largest private hunger-relief organization in Eastern Oklahoma. Located in Tulsa, Oklahoma, we fight hunger by securing, warehousing and distributing much-needed food and grocery items to a variety of agencies that work directly with Oklahomans in need. We feed hope by raising public awareness about hunger and the role of food banking in alleviating hunger.

During 2019 fiscal year, the Food Bank:
- Distributed over 28.9 million pounds of food
- More than 464,000 meals were distributed each week through 730 programs and Partner Agencies across the 24-county service area.

Because of our sound financial management and strong commitment to our vision and mission, only three percent of our total resources goes toward administration and fund raising, allowing us to devote 97 percent of our resources to fighting hunger and feeding hope.

*One out of every four Oklahoma children is at risk of going to bed hungry.*

Copies of our Form 990, the latest audit and annual report are available on our Web site at www.okfoodbank.org.
The Food Bank fights hunger, feeds hope by distributing more than 464,000 meals each week to through 730 programs and Partner Agencies through many avenues, such as:

**Food for Kids Programs** include our **Backpack Program**, which provides weekly bags of food to children at risk of going hungry over the weekend; **School Pantry Program**, which creates food pantries in middle and high schools; **Free Family Farmers' Markets** provides fresh produce and baked goods to low-income families in early learning centers; and the **School's Out, Meals In Program** feeds children who no longer have access to free and reduced-price meals during school breaks; **After School Fuel** provides meals to after school programs.

**Senior Servings** provides produce, bakery items and shelf-stable food to low-income seniors living on a fixed income, and many of whom struggle with the decision to purchase food or other necessities, such as medicine.

**Veteran Outreach** provides hot lunches from the Mobile Eatery, food starter kits for a housing-first initiative, as well as shelf-stable food and fresh produce for veteran program pantries and rural mobile pantries in order to serve food insecure veterans.

**Prepared and Perishable Food Program** distributes highly-valued food to the hungry, such as fresh meat, dairy products and produce, that would otherwise be discarded.

**Mobile Pantry Program** offers boxes of food and fresh produce to under-served communities unable to support an emergency food pantry.

**Value-Added Processing Program** extends the shelf life of perishable food by processing it in the our Culinary Center into a form that can be frozen and distributed at a later date.

**Produce Program** supplies fresh, nutritious fruits and vegetables to our Partner Programs.

**Rural Delivery Service** allows those Partner Programs located more than 35 miles from the Food Bank’s warehouses to make better use of their resources by delivering food to central drop-off sites throughout Eastern Oklahoma.

**Product Recovery Center** involves thousands of volunteers who spend thousands of hours sorting and boxing grocery items donated by retail stores and through food drives.

**DHS Pantry Program** provides emergency food to hungry families in need through the Department of Human Services.

**USDA Commodities Program** distributes commodities to the Food Bank’s Partner Programs through a contract with the Oklahoma Department of Human Services.

**Purchased and Staple Food Program** allows the Food Bank to offer highly-desirable food not typically donated for its Partner Programs, such as peanut butter, protein items, cereal, rice and beans.

**Disaster Relief Program** helps the Food Bank respond quickly during disasters by providing food and water to victims of such catastrophic events as the ice storm of 2007 and floods of 2019.

**Plant a Row for the Hungry** encourages farmers and backyard gardeners to plant a little extra every year and donate the abundance to the hungry.
<table>
<thead>
<tr>
<th>COUNTY</th>
<th>Partners</th>
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| ADAIR COUNTY   | Adair County Resource Center*  
                New Creature Ministries  
                The Hope Center                                                 |
| CHEROKEE COUNTY| Bread of Life/Tahlequah  
                Care Food Pantry, Inc.*  
                Cookson Hills Center  
                Help In Crisis Shelter  
                River Hawk Food Pantry  
                Zoe Institute*                                                   |
| CHOCTAW COUNTY | Kiamichi Opportunities  
                S&B Food Pantry  
                Sawyer Senior Citizens Center  
                Sharing Hope in Hugo  
                Soper Senior Citizens                                           |
| CRAIG COUNTY   | Craig County Detention Center  
                Craig County Salvation Church  
                First United Methodist Church  
                New Life Foursquare Church  
                ROCMND Welsh Skill Center  
                Vinita Day Center  
                White Oak Baptist Church                                       |
| CREEK COUNTY   | Bristow Presbyterian Church  
                Bristow Social Services, Inc.  
                Calvary Baptist Church  
                Caring Community Friends*  
                CREOKS MHS/Sapulpa  
                Depew Senior Citizens Center  
                Firehouse Ministry  
                First Baptist Church/Drumright  
                First Baptist Church/Sapulpa  
                FUMC/Depew  
                FUMC/Sapulpa*  
                Green Country Teen Challenge  
                Kids Connection  
                Lakeside Baptist Church  
                Olive FFA  
                Show, Inc.  
                Spring Creek/CREOKS                                             |
| DELAWARE COUNTY| CAAIR  
                Christian HELP Center  
                Colcord Senior Citizens  
                Community Christian Care Center  
                Cookson Hills Christian School  
                DOC Services/Grove  
                FUMC Grove  
                House of Hope  
                Jay Community Chapel  
                Jay Senior Citizen’s Center  
                Kansas Senior Center  
                New Lifehouse  
                Oaks Indian Center  
                The Caring Kitchen*  
                Victory Worship Center/Colcord*                                  |
| HASKELL COUNTY | Feed the Need/Stigler  
                Keota First Assembly of God  
                Kibois CAF Stigler  
                Kibois CAF Women’s Shelter  
                Trinity Baptist Church                                         |
| LATIMER COUNTY | Calvary Food Pantry  
                Feed the Need/Wilburton  
                Kibois CAF/Wilburton  
                Red Oak Community Center  
                Wilburton Group Home                                            |
| LEROY COUNTY    | Alabaster Box Soup Kitchen  
                Bethel Baptist Church  
                Bokoshe First Baptist Church  
                Catholic Charities/Poteau  
                Christ’s Food Center, Inc.  
                Feed the Need/Spiro  
                First Baptist Church/Poteau  
                First Baptist Church/Heavener  
                Grace Community Church  
                Grace Cottage  
                Kiamichi Valley Ministerial Alliance  
                Ki BOIS CAF Pantry/Poteau  
                LeFloRE County Youth Services  
                Lighthouse FWC/Pocola  
                Poteau Church of Christ  
                Spio First Baptist Church  
                Sugarloaf Christian Fellowship*  
                Veterans of America  
                Victory Worship Center  
                Women’s Crisis Services                                         |
| MAYES COUNTY   | Adair UMC  
                B&GC of Green Country  
                CARO Seniors/Pryor*  
                First Church of God/Pryor  
                Grand Lake Community Ministry  
                Little Rock Free Will Baptist  
                Locust Grove Community Coalition  
                Locust Grove Ministerial Alliance*  
                Northstar Church*  
                Pryor Ministries Center  
                Spavinaw Youth Center                                           |
| MCINTOSH COUNTY | Calvary Baptist Church Boy’s Ranch  
                Checotah Methodist Mission  
                Eufaula PTA  
                Friendship Kitchen  
                God’s Helping Hands  
                Jesus’ Helping Hands*                                           |
| MUSKOGEE COUNTY | Antioch Missionary Baptist Church*  
                Ark of Faith Foundation*  
                Bethany Presbyterian Church  
                Boulevard Christian Church  
                Catholic Charities/Muskogee  
                Central Baptist Church  
                Central Church of Christ  
                Chandler Road Church of Christ  
                Christ for the World  
                Eastern Heights Baptist Church  
                Faith Love Community Outreach  
                First Baptist Church/Muskogee  
                FUMC/Muskogee  
                Gifford Foundation*  
                Gospel Rescue Mission*  
                Green Country BHCS  
                Heavenly Hope Church  
                MCM Community Pantry  
                Monarch, Inc.*  
                Ray’s House  
                Salvation Army/Muskogee  
                St. Paul UMC  
                Warner Community Food Pantry  
                Women in Safe Homes                                              |
| NOWATA COUNTY  | Boys & Girls Club/Nowata*  
                Living Word Family Church  
                Trinity Church                                                 |
| OKMULGEE COUNTY | Cressetown Pentecostal Holiness  
                Deep Fork Community Action Agency  
                Dunbar All-School Association  
                First Baptist Church  
                FUMC/Okmulgee  
                Henryetta Church of Christ*  
                Jubilee Christian Center  
                Natura Baptist Backpack Buddies  
                Okmulgee Co. Family Resource Center  
                Okmulgee Co. Homeless Shelter  
                St. Anthony Catholic Church                                      |
| OSAGE COUNTY   | Center Point Osage  
                Christ’s Cupboard/Pawhuska  
                Dividing Bread Ministry*  
                Help Works, Inc.  
                Hulah Lake Senior Center  
                Lighthouse Family Worship Center  
                Pawhuska Backpack  
                Prue Senior Citizens  
                Shidler Area Ministerial Alliance*                               |

**Partner Programs**
ROGERS COUNTY
- Blue Starr Church of Christ
- Claremore Meals on Wheels
- Claremore SDA Church
- FUMC/Claremore*
- Good Samaritan Ministries
- Lifechanger Church*
- Oologah UMC
- Rogers County Youth Services
- Senior Citizens of Chelsea

SEQUOYAH COUNTY
- Boys & Girls Club/Sequoyah County
- Catholic Charities/Sallisaw
- Evening Shade Community Center
- First Assembly of God
- Marble City Community Pantry
- Members in Christ/Vian
- Trinity UMC/Muldrow
- Vian Peace Center Pantry

TULSA COUNTY
- A Third Place
- AEP Credits Count
- Agape Bible Fellowship
- Aldersgate UMC
- All Souls Unitarian Church
- Antioch Baptist Church
- Arms Around BA
- Beaver Street Baptist Church
- Bixby Community Outreach Center
- Broken Arrow Assembly
- Broken Arrow Church of Christ*
- Broken Arrow Neighbors*
- Burkett Care Center
- Calvary Temple Assembly of God
- Camp Fire Green Country
- Catholic Charities/Tulsa*
- Center Point, Inc.
- Christ for Humanity
- Christ the Lamb Miracle Church
- Christview Christian Church
- Church in Power
- Church of St. Mary
- Church of the Resurrection
- City Lights Foundation
- Coffee Bunker
- Common Ground Church
- Cornerstone Community Center
- Cornerstone Free Will Baptist Church
- Court Yard Church
- CrossPoint
- Crossroads, Inc.*
- CROSOK/Sand Springs
- CSC Courts & BRRX4Vets
- DVIS
- DaySpring Villa Women's Shelter
- Disciples Christian Church
- Dividing Bread Pantry
- Eastland Assembly of God
- Emergency Infant Services
- Family and Children's Services*
- Faith Mission IGC
- Family Safety Center
- First Baptist Church North Tulsa
- First Baptist Church Caring Center South
- First Baptist Church/Tulsa
- First Christian Church/Tulsa
- First United Methodist Church
- Garnett Church of Christ
- Gateway Foundation
- Gut's Church Pantry
- Gut's Church/Skiatook
- Happy Hands Education Center
- Harvest House
- Helping Hand Ministry
- Higher Esteem
- Highland Park Christian Church
- Holy Highway Evangelistic Center
- Housing Partners of Tulsa
- Hudson Villas
- Hutcherson Family YMCA
- In the Spirit Christian Church
- Iron Gate*
- Islamic Society of Tulsa
- Jenks Church of Christ
- Jenks Community Food Bank
- Kendall Whittier Food Pantry*
- Kingdom of Faith
- Launch Outreach
- Leonard UMC
- Living Power Church
- Living Word International Church
- Loaves and Fishes*
- Manna House
- McLain Mentors
- Memorial Drive Church of Christ
- Memorial Drive UMC
- Mercy Mission II
- Mt. Zion Project HELP
- NATL Tulsa Works
- Neighbors Along the Line
- Neighbors in Need
- New Faith/Crestview
- New Hope Camp
- New Jerusalem Baptist Church
- New Life Assembly of God
- New Life Homes
- Nueva Esperanza UMC
- Oasis Inc., Adult Day Services
- Owasso Baptist Children's Home
- Owasso Community Resources
- Palmer Continuum of Care
- Paradise Baptist Church
- Parent Child Center
- Park Plaza Church of Christ
- Parkside*
- Potter's Clay Mission*
- Red Fork Baptist Church
- Restore Hope Ministries
- Ribbon of Blue Ministries
- STEPS Resource Center
- Safe Haven
- Safe Haven Yale
- Salvation Army/ARC
- Salvation Army/Broken Arrow
- Salvation Army/Center of Hope
- Salvation Army/Sand Springs
- Sand Springs Community Service
- South Tulsa Community House
- Special Kids
- SpiritLife Church
- Springfield Baptist Church
- Springdale Baptist Church
- St. Anne Catholic Church
- St. Clement's Community Outreach
- St. Jerome's
- St. Paul's Manna Meals
- Standing in the Gap
- Templo Cristiano
- The CORE Center
- The Dream Center
- The Ministry Center
- The People's Pantry
- There is Hope
- Timothy Baptist Operation PIN
- Triumph Worship Center
- Tulsa CARES
- Tulsa Chapel of Restoration
- Tulsa County Juvenile Bureau*
- Tulsa County Social Services
- Tulsa Day Center for Homeless
- Tulsa Indian UMC
- Twelve & Twelve Transition House
- Walker Hall
- Wesley UMC*
- Western Neighbors
- Youth Services of Tulsa

WAGONER COUNTY
- Abundant Rain Ministries
- First Baptist Church/Okay
- Immanuel South Baptist Church
- Kingdom Life Community Church
- Wagoner Area Neighbors
- Wagoner County Outreach*

WASHINGTON COUNTY
- Agape Mission*
- ARC Group Homes
- Boys & Girls Club/Bartlesville

350 Partner Agencies
24 Counties

Food Pantries
Soup Kitchens
Emergency Shelters
After-School Programs
Veteran and Senior Citizen Centers

CARD Seniors/Dewey
Concern Emergency Services*
Cogan Senior Citizens
Mary Martha Outreach
Paths to Independence
Pat's Pantry
Salvation Army/Bartlesville*
Youth & Family Services

*denotes partners with more than one program

Updated 9/17
Hold a Food Drive
Your company could hold a customer or employee food drive. By holding a food drive, you would be donating additional needed food, plus you would be helping us raise hunger awareness in your area. For more information, contact our Community Engagement Coordinator.

Make a Financial Contribution
For every dollar received, we can provide the equivalent of four meals. For more information, contact our front desk.

Donate Time
We could not do what we do without the generosity of thousands of volunteers. Just an hour or two once a week, once a month or once a year can make a big difference. For more information, contact our Manager of Volunteer Services.

Donate In-kind Products or Services
This provides us with services and products at no cost or at a significant discount, which allows us to channel more money into fighting hunger. Examples of in-kind donations include gift cards, cars, trucks, RV's, boats, motorcycles, office supplies, boxes, transportation, printing, maintenance on vehicles and equipment, or giveaways that can be used in conjunction with fundraisers. For more information, contact our Donor Relations Manager.

Help Us Spread the Word by Taking a Tour or Asking Us to Talk to Your Group
We believe the more informed people are, the sooner our vision of food security, with dignity, for all Oklahomans will become a reality. You can become more informed by taking a tour of the Food Bank or asking a Food Bank representative to talk to your employees. For more information, contact our Communications Manager.

Take Action
It takes more than food and money to fight hunger. It takes a voice speaking up for those who can’t always speak for themselves. You could be one of those voices. For more information, view our advocacy page at okfoodbank.org.

Stay Connected
Keep informed on the latest Food Bank news by friending us on Facebook at @okfoodbank and following us on Instagram @okfoodbank. You can also sign up to receive our newsletters at www.okfoodbank.org.
Most of the work we do "feeds" the member agencies in our service area that, in turn, feed the hungry. This is how we work:

Financial Contributions and Donated Food
Over 97% of all of our total resources goes directly to hunger-relief programs. The majority of the food we receive is donated by local and national food manufacturers, retailers, wholesalers, growers, restaurants and through food drives. It is transported to our warehouse using our own trucks or major trucking companies who generously donate their services or provide a significant discount.

Community Food Bank of Eastern Oklahoma
The food is put into inventory, and the inventory is put online where it is accessed by our 350 Partner Agencies. Agencies within 35 miles of our warehouse come to the Food Bank on a regular basis to pick up food they have ordered. The other orders are delivered to central drop-off sites using our own refrigerated trucks as part of our Rural Delivery Service.

350 Partner Agencies
The Food Bank works with 350 Partner Agencies in 24 counties of Eastern Oklahoma. These programs work directly with the hungry. They may provide a week’s worth of groceries at an emergency food pantry, a hot meal at a soup kitchen, homeless shelter or senior citizens center, or a nutritious snack at an after-school program. Last year we distributed over 28.9 million pounds of food.
93 percent of the food we distribute is donated, thanks to these local and national food industry companies:

**National Food Companies**
- Campbell Soup Company
- The Clorox Company
- Columbia Fresh Produce Sales
- ConAgra Consolidated
- ConAgra Grocery Products
- Healds Valley Farms
- Heinz North America
- Kellogg Company
- Kraft NA-Nabisco Division
- Kraft National Claim Center
- Mountain King Potatoes
- P and K Services, LLC
- Pepsi-Cola North America
- The Procter & Gamble Company
- Quaker/Pepsico Beverage & Food
- Tropicana Products
- Tyson Foods, Inc.
- Unilever
- Walgreen Company
- Western Veg-Produce Inc.

**Local Food Companies**
- AKIN’S Natural Foods Market
- Albert G’s Bar-B-Q
- Aldi’s
- Allen’s Inc.
- American Gold Label Foods
- Andolini’s Pizza
- Bama Foods Limited Partnership
- Ben E. Keith
- Benton County United Way
- Big Lots
- Blue Bell Creameries Inc.
- BOK Center
- CCF Brands, Inc.
- Cheddars
- The Cheesecake Factory
- Chick-fil-A
- Chicken of the Sea International
- Chipotle Mexican Grill
- The Clorox Sales Company
- Costco
- Crystal Farms
- Del Monte
- Dollar General - Owasso
- Emerson Elem School Cafeteria
- Expo Square Food & Beverage
- Farm Bureau
- Farm Fresh Direct
- FFA
- Fitzgerald Catering
- Flowers Baking Company
- Frito-Lay Inc.
- Frontier Produce
- Go Fresh Produce
- Gourmet On the Go
- Griffin Food Company
- Gutierrez Brothers Banana House
- Hebert’s Specialty Meats
- Hideaway Pizza
- Homeland
- Jasper Products
- J-M Farms
- Joe Momma’s Southtown Pizza
- Juice Bowl
- K. C. Fruit Inc.
- Kendall-Whittier Elementary School Cafeteria
- Kraft Foods, Inc.
- Kum & Go
- Lance, Inc.
- Lean Gourmet
- Little Caesar’s Pizza
- Livesay Orchards
- LongHorn Steakhouse Ludger’s Catering Restaurant Master Foods
- McKee Food Corporation
- Memorial Baptist Church
- Mrs Baird’s Bakery Outlet
- National Steak & Poultry
- Natural Grocer’s
- Nonni’s Food Company
- Oak Farms
- The Olive Garden
- OSU Horticulture & Landscape Dept.
- P. F. Chang’s China Bistro
- Panera Bread
- Pepsi-Cola Bottling Group
- QuikTrip Kitchens
- Randy’s Foods
- Reasor’s
- Red Lobster Restaurant
- St. Francis Hospital Cafeteria
- Sage Farms
- Sam’s Club Membership
- Warehouse
- Sara Lee Food & Beverage
- Save-N-Fresh
- Scissortail Farms
- Sprout’s
- Standard Distributing Company
- Subway
- Sunny Delight Beverage Co.
- Super Save Cost Plus Outlet
- Sweet Tooth Candy & Gift Company
- The Fresh Market
- The Sygma Network
- Target
- Trader Joe’s
- United Supermarket
- United Warehouse
- Walmart
- Warehouse Market Distribution/Cox Cash Saver Center
- Whole Foods Market
Making product donations to the Community Food Bank of Eastern Oklahoma is as simple as making a phone call to Ken Bacon (918) 936-4522 and following these simple steps. Your product donation will be handled in a timely and appropriate manner.

**Step 1 - Call Ken Bacon at:**
- 918-936-4522
- Monday - Friday 8 a.m. - 4:30 p.m.
- After hours, dial 918-936-4522 to leave a message with Ken Bacon, Donor Relations Manager.

**Step 2 - If you need to leave a message, please provide the following information:**
- Your name
- Name of your company
- Your phone number
- Type of product available for donation: dry, refrigerated, frozen
- Amount of product available for donation
- If the product is on pallets and the number of pallets
- Address of pick-up location

If there is any other information you would like to provide that will enable us to be fully prepared when we return your call, please add it to your message.

We work to accommodate your schedule by arranging for a pickup time to meet your needs.

We also accept product that is delivered directly to the Food Bank. We will make date and time arrangements for your delivery.

A receipt is mailed to you within one week of pick up or delivery.
Though donating food helps those in need, there are many sound business reasons to donate food or non-food items to the Food Bank. Donating your product:

- Provides potential tax benefits (see Potential Tax Benefits of Donating Food)
- Reduces transportation costs
- Frees up warehouse space
- Ensures food safety
- Provides liability protection - The Good Faith Donor bill and the Bill Emerson Good Samaritan Food Donation Act provides protection for donors. These laws protect companies if they donate their unsaleables, not if they sell them. (see Am I Protected from Liability?)
- Reduces disposal costs
- Increase employee morale
- It’s a good thing to do! Your donation will be blended with other donations to help to provide more than 464,000 meals each week through our 730 programs and Partner Agencies.

Consider donating:

- Discontinued items
- Damaged product
- Slow moving items
- Misrotated product
- Pack changes
- Reformulations
- Obsolete/discontinued promotional items
- End-of-season items
- Product samples
- Close dated product
- Customer turndowns
- Unlabeled items
- Mislabeled items
- Products with cosmetic or production errors
- Perishable product beyond retail sales that will not affect safe consumption
- Non-Food/In-Kind Donations such as:
  - Cars, Trucks, Motorcycles, RV's, Boats, Real Property, Jewelry
  - Vehicle Maintenance, Working refrigerators and freezers,
  - Other goods and services
The Community Food Bank of Eastern Oklahoma serves as a “one-stop” donation center. One call to the Food Bank handles all your donation needs on many types of product ranging from one case to a semi-trailer load. Your food is then shared with 350 different private non-profit organizations and churches who feed and help low-income, hungry people without charging for the food.

Our new 78,000 square-foot, state-of-the-art facility is equipped to receive, inventory, store, transport and distribute dry, frozen and refrigerated food and other grocery products. Our facility includes:

- 1,980 pallet spaces of dry storage, 280 pallet spaces of -10° frozen storage, and 280 pallet spaces of refrigerated storage
- Temperature-controlled dock area
- Computerized inventory control system to facilitate tracking of donations
- Refrigerated trucks to ensure proper temperatures are maintained on all donated product
- Accurate and complete receipt documentation of all donations for tax purposes.
- Adherence to state and local Health Department guidelines, as well as USDA and food industry standards.
- Inspection monthly by Tulsa City County Health Department and annually by the food industry
- Less than 3 percent administrative cost

Your donation is moved quickly and reaches a maximum number of Oklahomans in need.

For more information or to donate food or non-food items, please contact **Ken Bacon**

Donor Relations Manager  
(918) 936-4522 or kbacon@okfoodbank.org
The following is a summary of the effect current tax laws have on the treatment, under the Internal Revenue Code (IRC), of donations of appreciated ordinary income property when contributed by corporations to charitable organizations. The following information should be used only as a guide. Donors are advised to consult with their tax advisor in applying the appropriate deduction.

The general rule since 1969 states that a taxpayer who contributes appreciated inventory or certain other ordinary income property is permitted a charitable deduction only for an amount equal to the taxpayer’s basis in the contributed property, not its fair market value.

Congress, in the 1976 Tax Reform Act, further refined the statute to allow corporate donors an increased deduction, under certain circumstances, for contributions of ordinary income property to a public charity or to a private operating foundation.

Under IRC Section 170 (e) (3), a corporation is entitled to a deduction with respect to a contribution to a public charity or to a private operating foundation of appreciated property described in IRC Section 1221 (1) and (2). That is, certain types of ordinary income property in an amount equal to:

A. The sum of one-half of the unrealized appreciation (market value minus cost equals appreciation) plus the taxpayer’s cost, but
B. Not in excess of twice the cost of the contributed property as described in IRC Section 170 (e) (B).

Example:

Selling Price . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $4.00
Cost . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $1.00
Gross profit equals $3.00. One-half of $3.00 equals . . . . . . . . . $1.50
The maximum deduction can never exceed two times cost . . . . ($2.00)
Therefore, the gross profit element is limited to . . . . . . . . . $2.00
Am I Protected From Liability?

As a donor, you are protected by the Good Faith Donor bill and the Bill Emerson Good Samaritan Donation Act. Below is a summary of both bills. Attached is the full text.

**Good Faith Donor Bill**

**Section 1**

Any donor who makes a good faith donation of food which is at the time of donation fit for human consumption to a charitable organization or non-profit corporation shall not be liable for damages in any civil suit or subject to criminal prosecution for any injury resulting from the nature, age, condition or packaging of the donated food, unless the injury or death is a direct result of the gross negligence, recklessness or intentional misconduct of the donor.

**Section 2**

Section 1 of this act shall be codified in the Oklahoma Statues as Section 5.6 of Title 76, unless there is a created duplication in numbering.

**Section 3**

It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

A complete version of the bill follows.

**Bill Emerson Good Samaritan Food Donation Act**

In 1996 the Bill Emerson Good Samaritan Food Donation Act was passed. It encourages the donation of food and grocery products to non-profit organizations for distribution to needy individuals. This new law makes it easier to donate. Here's how:

- It protects donors from liability when donating to a non-profit organization.

- It protects donors from civil and criminal liability should the product donated in good faith later cause harm to the needy recipient.

- It standardizes donor liability exposure. Donors and their legal counsel no longer have to investigate liability laws in 50 states.

- It sets a liability floor of "gross negligence" or intentional misconduct for persons who donate grocery products.

- It recognizes that the provision of food close to recommended date of sale is, in and of itself, not grounds for finding gross negligence. For example, cereal can be donated if it is marked close to code date for retail sale.

A complete version of the act follows.
Good Faith Donor Act
This Oklahoma state law protects you as a donor.

Section 1
A. Any donor who makes a good faith donation of food which is at the time of donation fit for human consumption to a charitable organization or nonprofit corporation shall not be liable for damages in any civil suit or subject to criminal prosecution for any injury resulting from the nature, age, condition or packaging of the donated food, unless the injury or death is a direct result of the gross negligence, recklessness or intentional misconduct of the donor.

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Section 3
It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

House Bill 1052

Section 1
A. Any donor who makes a good faith donation of food which is at the time of donation fit for human consumption to a charitable organization or nonprofit corporation shall not be liable for damages in any civil suit or subject to criminal prosecution for any injury resulting from the nature, age, condition, or packaging of the donated food, unless the injury or death is a direct result of the gross negligence, recklessness or intentional misconduct of the donor.

B. This section shall apply to all good faith donations of perishable or nonperishable food which is not readily marketable due to appearance, freshness, grade or other conditions.

C. This section shall not restrict the authority of any appropriate agency to regulate or ban the use of such food for human consumption.

D. For purposes of this section:
   1. "Donor" means any person, profit or nonprofit food distributor or person who harvests perishable foods who makes a good faith donation of food;

   2. "Good faith donation" means a gift conferred without condition or consideration;

   3. "Charitable organization" means any benevolent, philanthropic, patriotic, eleemosynary, educational, social, civic, recreational, religious group or association or any other person performing or purporting to perform acts beneficial to the public;
4. "Nonprofit organization" means a corporation formed for a purpose not involving pecuniary gain to its shareholders or members, paying no dividends or other pecuniary remuneration, directly or indirectly, to its shareholders or members as such, and having no capital stock;

5. "Food" includes any packaged, prepared, perishable or nonperishable food items.

Section 2
Section 1 of this act shall be codified in the Oklahoma Statutes as Section 5.6 of Title 76, unless there is a created duplication in numbering.

Section 3
It being immediately necessary for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

The Good Faith Donor Bill has been in effect since April 1981.
The Bill Emerson Food Donation Act

An Act
To encourage the donation of food and grocery products to nonprofit organizations for distribution to needy individuals by giving the Model Good Samaritan Food Donation Act the full force and effect of law.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,


(a) Conversion to Permanent Law. -- Title IV of the National and Community Service Act of 1990 is amended --

(1) by striking the title heading and sections 401 and 403 (42 U.S.C. 12671 and 12673); and
(2) in section 402 (42 U.S.C. 12672) --

(A) in the section heading, by striking "Model" and inserting "Bill Emerson";
(B) in subsection (a), by striking "Good Samaritan" and inserting "Bill Emerson Good Samaritan";
(C) in subsection (b)(7), to read as follows:

"(7) GROSS NEGLIGENCE. -- The term 'gross negligence' means voluntary and conscious conduct (including a failure to act) by a person who, at the time of conduct, knew that the conduct was likely to be harmful to the health or well-being of another person.";

(D) by striking subsection (c) and inserting the following:

"(c) LIABILITY FOR DAMAGES FROM DONATED FOOD AND GROCERY PRODUCTS. --

"(1) LIABILITY OF PERSON OR GLEANER. -- A person or gleaner shall not be subject to civil or criminal liability arising from the nature, age, packaging, or condition of apparently wholesome food or an apparently fit grocery product that the person or gleaner donates in good faith to a nonprofit organization for ultimate distribution to needy individuals.

"(2) LIABILITY OF NONPROFIT ORGANIZATION. -- A nonprofit organization shall nor be subject to civil or criminal liability arising from the nature, age, packaging, or condition of apparently wholesome food or an apparently fit grocery product that the nonprofit organization received as a donation in good faith from a person or gleaner for ultimate distribution to needy individuals.
"(3) EXCEPTION. -- Paragraphs (1) and (2) shall not apply to an injury to or death of an ultimate user or recipient of the food or grocery product that results from an act or omission of the person, gleaner, or nonprofit organization, as applicable, constituting gross negligence or intentional misconduct."; and

(E) in subsection (f), by adding at the end of the following: "Nothing in this section shall be construed to supersede State or local health regulations.".

(b) TRANSFER TO CHILD NUTRITION ACT OF 1966. -- Section 402 of the National and Community Service Act of 1990 (42 U.S.C. 12762) (as amended by subsection (a)) --

(1) is transferred from the National and Community Service Act of 1990 to the Child Nutrition Act of 1966;
(2) is redesigned as section 22 of the Child Nutrition Act of 1966; and
(3) is added at the end of such Act.

(c) CONFORMING AMENDMENT. -- The table of contents for the National and Community Service Act of 1990 is amended by striking the items related to title IV.

Newt Gingrich Speaker of the House of Representatives
Strom Thurmond President of the Senate Pro Tempore
Approved 10/01/96