S T A T E  O F  N E W  Y O R K

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2009-2010 Regular Sessions

I N  A S S E M B L Y

February 13, 2009

Introduced by M. of A. ERRIGO, BURLING, CONTE, FINCH, McDONOUGH, TOBACCO -- Multi-Sponsored by -- M. of A. ALFANO, BACALLES, BARCLAY, BARRA, CROUCH, DUPREY, GIGLIO, JORDAN, O'MARA, QUINN, RAIA, SAYWARD, SPANO, TEDISCO, THIELE, WALKER -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to the development of a nutrition and fitness website by the department of health

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 1 of section 201 of the public health law is amended by adding a new paragraph (t) to read as follows:

(T) DEVELOP, IN CONJUNCTION WITH THE DEPARTMENT OF EDUCATION, THE NEW YORK STATE PARENT TEACHERS ASSOCIATION AND ANY OTHER SCHOOL ORGANIZATION THAT THE DEPARTMENT DEEMS RELEVANT, A NUTRITION AND FITNESS WEBSITE TO PROVIDE DAY CARE PROVIDERS AND PARENTS WITH INFORMATION AVAILABLE TO FIGHT CHILDHOOD OBESITY INCLUDING, BUT NOT LIMITED TO, PORTION SIZES AND THE RECOMMENDED NUMBER OF SERVINGS FOR THE DIFFERENT FOOD GROUPS PER DAY. ADDITIONALLY, THE FOLLOWING INFORMATION SHALL BE PROVIDED AS PART OF THE WEBSITE: NUTRITIONAL GUIDELINES (AS FOUND ON THE UNITED STATES DEPARTMENT OF AGRICULTURE WEBSITE); SAMPLE MENUS TO OFFER MENU SUGGESTIONS BASED ON THE NUTRITIONAL GUIDELINES, AS WELL AS ALTERNATIVE MENUS FOR CHILDREN WITH ALLERGIES OR HEALTH PROBLEMS; EXAMPLES OF AGE APPROPRIATE PHYSICAL ACTIVITIES; AND UPDATED INFORMATION REGARDING NUTRITION AND OBESITY ISSUES. ALL SUCH INFORMATION SHALL BE PROVIDED FOR FREE TO THE PUBLIC, AND SHALL BE LINKED TO THE DEPARTMENT'S WEBSITE. IN ADDITION, THE OFFICE OF CHILDREN AND FAMILY SERVICES SHALL MAKE ANY CHILD DAY CARE LICENSE APPLICANT OR RE-APPLICANT AWARE OF THE AVAILABILITY OF SUCH INFORMATION ON THE DEPARTMENT'S WEBSITE BY PROVIDING A LINK TO SUCH INFORMATION FROM THE OFFICE OF CHILDREN AND FAMILY SERVICES' WEBSITE AS WELL AS PROVIDING AN INFORMATIONAL BROCHURE OR A CLAUSE IN THE APPLICATION ITSELF;

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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S 2. The office of children and family services is hereby authorized to promulgate any rule or regulation necessary to implement the requirements set forth within the provisions of this act.

S 3. This act shall take effect immediately.