

5476

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 ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 1 of section 201 of the public health law is  
2     amended by adding a new paragraph (t) to read as follows:  
3     (T) DEVELOP, IN CONJUNCTION WITH THE DEPARTMENT OF EDUCATION, THE NEW  
4     YORK STATE PARENT TEACHERS ASSOCIATION AND ANY OTHER SCHOOL ORGANIZATION  
5     THAT THE DEPARTMENT DEEMS RELEVANT, A NUTRITION AND FITNESS WEBSITE TO  
6     PROVIDE DAY CARE PROVIDERS AND PARENTS WITH INFORMATION AVAILABLE TO  
7     FIGHT CHILDHOOD OBESITY INCLUDING, BUT NOT LIMITED TO, PORTION SIZES AND  
8     THE RECOMMENDED NUMBER OF SERVINGS FOR THE DIFFERENT FOOD GROUPS PER  
9     DAY. ADDITIONALLY, THE FOLLOWING INFORMATION SHALL BE PROVIDED AS PART  
10    OF THE WEBSITE: NUTRITIONAL GUIDELINES (AS FOUND ON THE UNITED STATES  
11    DEPARTMENT OF AGRICULTURE WEBSITE); SAMPLE MENUS TO OFFER MENU  
12    SUGGESTIONS BASED ON THE NUTRITIONAL GUIDELINES, AS WELL AS ALTERNATIVE  
13    MENUS FOR CHILDREN WITH ALLERGIES OR HEALTH PROBLEMS; EXAMPLES OF AGE  
14    APPROPRIATE PHYSICAL ACTIVITIES; AND UPDATED INFORMATION REGARDING  
15    NUTRITION AND OBESITY ISSUES. ALL SUCH INFORMATION SHALL BE PROVIDED FOR  
16    FREE TO THE PUBLIC, AND SHALL BE LINKED TO THE DEPARTMENT'S WEBSITE. IN  
17    ADDITION, THE OFFICE OF CHILDREN AND FAMILY SERVICES SHALL MAKE ANY  
18    CHILD DAY CARE LICENSE APPLICANT OR RE-APPLICANT AWARE OF THE AVAILABIL-  
19    ITY OF SUCH INFORMATION ON THE DEPARTMENT'S WEBSITE BY PROVIDING A LINK  
20    TO SUCH INFORMATION FROM THE OFFICE OF CHILDREN AND FAMILY SERVICES'  
21    WEBSITE AS WELL AS PROVIDING AN INFORMATIONAL BROCHURE OR A CLAUSE IN  
22    THE APPLICATION ITSELF;

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

LBD05822-01-9

1       S 2. The office of children and family services is hereby authorized  
2 to promulgate any rule or regulation necessary to implement the require-  
3 ments set forth within the provisions of this act.  
4       S 3. This act shall take effect immediately.