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

1105

2009-2010 Regular Sessions

I N S E N A T E

January 26, 2009

Introduced by Sens. DILAN, ADAMS, DIAZ, DUANE, HASSELL-THOMPSON, KRUEGER, MONTGOMERY, ONORATO, OPPENHEIMER, PARKER, SAMPSON, SAVINO, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to requiring public toilet facilities in restaurants with a seating capacity of ten or more

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

Section 1. Subdivisions 1 and 2 of section 1352-a of the public health law, as added by chapter 774 of the laws of 1977, are amended to read as follows:

1. A person or corporation operating an establishment with a seating capacity of [twenty] TEN or more wherein food is sold for consumption on the premises shall provide appropriately identified and maintained public toilet facilities except that if there exists alternate available facilities in the same building wherein such establishment is located, suitable public notice of such alternate facility shall suffice for purposes of this [act] SECTION.

2. [The] IN CITIES WITH A POPULATION OF ONE MILLION OR MORE, THE provisions of subdivision one of this section shall [not] apply to establishments [in operation on] NEWLY OPENED FOR BUSINESS ON AND AFTER the effective date of this [act] SECTION.

S 2. This act shall take effect on the three hundred sixty-fifth day after it shall have become a law.

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

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