

# STATE OF NEW YORK

8855--A

2017-2018 Regular Sessions

## IN ASSEMBLY

December 22, 2017

Introduced by M. of A. L. ROSENTHAL -- read once and referred to the Committee on Cities -- recommitted to the Committee on Cities in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the public health law and the administrative code of the city of New York, in relation to requiring restaurants that offer online delivery services to post their most recent sanitary inspection letter grade on their website

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 2 of section 1352-d of the public health law is  
2 renumbered subdivision 3 and a new subdivision 2 is added to read as  
3 follows:

4 2. (a) Every food service establishment that provides food delivery  
5 services on their website and/or provides food delivery services through  
6 an internet-based food delivery service website, and is required by any  
7 general, special or local law to post its most current sanitary  
8 inspection letter grade from the department, shall conspicuously post  
9 such food service establishment's most current sanitary inspection  
10 letter grade from the department on all such websites that provide food  
11 delivery services to consumers.

12 (b) As used in this section, "internet-based food delivery service"  
13 shall mean any food service establishment or any third-party website  
14 that accepts food orders for delivery from customers via the internet.

15 § 2. The administrative code of the city of New York is amended by  
16 adding a new section 17-195.1 to read as follows:

17 § 17-195.1 Posting of sanitary inspection grade. a. Definitions. 1.  
18 "Food service establishment" shall have the meaning as such term is  
19 defined in section 81.03 of the health code of the city of New York.

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

LBD11238-03-8

1 2. "Internet-based food delivery service" shall mean any food service  
2 establishment or any third-party website that accepts food orders for  
3 delivery from customers via the internet.

4 b. Every food service establishment that provides food delivery  
5 services on their website and/or provides food delivery services through  
6 an internet-based food delivery service website shall conspicuously post  
7 such food service establishment's most current sanitary inspection  
8 letter grade from the department on all such websites that provide food  
9 delivery services to consumers.

10 § 3. This act shall take effect on the ninetieth day after it shall  
11 have become a law.