STATE OF NEW YORK

5823--A

Cal. No. 1561

2017-2018 Regular Sessions

IN SENATE

May 2, 2017

Introduced by Sen. PERSAUD -- read twice and ordered printed, and when printed to be committed to the Committee on Cities -- recommitted to the Committee on Cities in accordance with Senate Rule 6, sec. 8 -- committee discharged and said bill committed to the Committee on Rules -- reported favorably from said committee, ordered to a third reading, passed by Senate and delivered to the Assembly, recalled, vote reconsidered, restored to third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the agriculture and markets law, in relation to requiring the department of agriculture and markets to post the results of its graded inspections on their website

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

Section 1. Paragraph (b) of subdivision 1 of section 500 of the agriculture and markets law, as amended by section 8 of part I1 of chapter 62 of the laws of 2003, is amended and a new subdivision 6 is added to read as follows:

(b) "Retail food store" means any establishment or section of an establishment where food and food products are offered to the consumer and intended for off-premises consumption**, including, but not limited to, a supermarket, bodega or delicatessen**. The term does not include establishments which handle only pre-packaged, non-potentially hazardous foods, roadside markets that offer only fresh fruits and fresh vegetables for sale, food service establishments, or food and beverage vending machines. **For the purposes of this section, "bodega" shall mean a small grocery or convenience store and "delicatessen" shall mean a store selling cold cuts, cheeses, and a variety of salads, as well as a selection of unusual or foreign prepared foods.**

6. The department shall post the results of its graded inspections on their website, including the retail food store's name, address, date of inspection, grade and a list of any violations cited within fourteen days of a graded inspection.

§ 2. This act shall take effect immediately.

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

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