STATE OF NEW YORK

10408

IN ASSEMBLY

May 4, 2020

Introduced by M. of A. L. ROSENTHAL -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to prohibiting internet-based food delivery service providers from charging local restaurants and customers a fee for services during the COVID-19 pandemic; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. The general business law is amended by adding a new section 391-v to read as follows:

§ 391-v. Food delivery service charges to restaurants during COVID-19.

1. Internet-based food delivery service providers offering delivery services in conjunction with any local restaurants in this state shall not charge such restaurants or customers of such restaurants any commission, fee, or other charge for offering such services until the end of the state of disaster emergency declared by the governor pursuant to article two-B of the executive law in response to the novel coronavirus, COVID-19, pandemic.

2. For the purposes of this section, "internet-based food delivery service provider" shall mean any third-party platform which provides online and mobile food ordering and delivery services in conjunction with local restaurants to deliver food from such local restaurants to customers.

§ 2. This act shall take effect immediately and shall expire December 31, 2021 when upon such date the provisions of this act shall be deemed repealed.

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

LBD16298-02-0