

STATE OF NEW YORK

28--B

2023-2024 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 4, 2023

Introduced by M. of A. L. ROSENTHAL -- read once and referred to the Committee on Cities -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- 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 administrative code of the city of New York and the general municipal law, in relation to requiring restaurants that offer online delivery services to post the web address of the food establishments lookup tool to view recent sanitary inspections

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

1 Section 1. The administrative code of the city of New York is amended
2 by adding a new section 17-195.1 to read as follows:

3 § 17-195.1 Posting of sanitary inspection grade. a. Definition.
4 "Internet-based food delivery service provider" shall mean any food
5 service establishment as defined in section 81.03 of the health code of
6 the city of New York that accepts food orders for delivery from custom-
7 ers via the internet or mobile application, or any third-party website
8 or mobile application that accepts food orders for delivery from custom-
9 ers via the internet.

10 b. Every internet-based food delivery service provider shall conspicu-
11 ously post on their website the web address of the city of New York's
12 health department food establishments lookup tool, which lists the most
13 current sanitary inspection letter grade of any food service establish-
14 ment, pursuant to section 81.51 of the health code of the city of New
15 York, for which food delivery services are provided to customers.

16 c. Any internet-based food delivery service provider that violates
17 subdivision b of this section or any of the rules promulgated thereunder

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

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1 shall be liable for a civil penalty not to exceed one hundred dollars
2 for each violation.

3 § 2. The general municipal law is amended by adding a new section
4 139-e to read as follows:

5 § 139-e. Posting of sanitary inspection grade. 1. As used in this
6 section "internet-based food delivery service provider" shall mean any
7 food service establishment that accepts food orders for delivery from
8 customers via the internet or mobile application, or any third party
9 website that accepts food orders for delivery from customers via the
10 internet or mobile application.

11 2. In any municipal corporation that has adopted a local law or rule
12 requiring the posting of sanitary inspection results, every internet-
13 based food delivery service provider shall conspicuously post on their
14 website the web address of the municipal or state health department food
15 establishments lookup tool, which lists the most current sanitary
16 inspection results of any food service establishment located in such
17 municipal corporation for which food delivery services are provided to
18 customers.

19 § 3. This act shall take effect on the one hundred twentieth day after
20 it shall have become a law.