

STATE OF NEW YORK

509--B

Cal. No. 300

2023-2024 Regular Sessions

IN SENATE

January 4, 2023

Introduced by Sens. THOMAS, JACKSON, WEBB -- read twice and ordered printed, and when printed to be committed to the Committee on Cities 1 -- recommitted to the Committee on Cities 1 in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of 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 administrative code of the city of New York, in relation to requiring internet-based food delivery service providers to post the hyperlink to the city of New York's health department food lookup tool to view recent sanitary inspections; and to amend the general municipal law, in relation to requiring internet-based food delivery service providers to post the hyperlink to the municipal or state health department food service establishment inspection data 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 or mobile application a hyperlink to the
12 city of New York's health department food establishments lookup tool,

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

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1 which lists the most current sanitary inspection letter grade of any
2 food service establishment, pursuant to section 81.51 of the health code
3 of the city of New York, for which food delivery services are provided
4 to customers.

5 c. Any internet-based food delivery service provider that violates
6 subdivision b of this section or any of the rules promulgated thereunder
7 shall be liable for a civil penalty not to exceed one hundred dollars
8 for each violation.

9 § 2. The general municipal law is amended by adding a new section
10 139-e to read as follows:

11 § 139-e. Posting of sanitary inspection grade. 1. As used in this
12 section "internet-based food delivery service provider" shall mean any
13 food service establishment that accepts food orders for delivery from
14 customers via the internet or mobile application, or any third party
15 website that accepts food orders for delivery from customers via the
16 internet or mobile application.

17 2. In any municipal corporation that has adopted a local law or rule
18 requiring the posting of sanitary inspection results, every internet-
19 based food delivery service provider shall conspicuously post on their
20 website or mobile application a hyperlink to the municipal or state
21 health department food establishments lookup tool, which lists the most
22 current sanitary inspection results of any food service establishment
23 located in such municipal corporation for which food delivery services
24 are provided to customers.

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