

STATE OF NEW YORK

777

2025-2026 Regular Sessions

IN SENATE

(Prefiled)

January 8, 2025

Introduced by Sen. FERNANDEZ -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the general business law, in relation to violations of provisions prohibiting third-party restaurant reservation services from arranging unauthorized restaurant reservations with food service establishments

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

1 Section 1. Subdivision 3 of section 391-w of the general business law,
2 as added by a chapter of the laws of 2024 amending the general business
3 law relating to prohibiting third-party restaurant reservation services
4 from arranging unauthorized restaurant reservations with food service
5 establishments, as proposed in legislative bills numbers S. 9365-A and
6 A. 10215-A, is amended to read as follows:

7 3. Any person who violates, or causes another person to violate, a
8 provision of this section [~~or any rule promulgated pursuant thereto~~],
9 shall be subject to a civil penalty that shall not exceed one thousand
10 dollars for each violation. Violations by third-party restaurant reser-
11 vation services under this section shall accrue on a daily basis for
12 each day and for each food service establishment with respect to which a
13 violation of this section [~~or any rule promulgated pursuant to this~~
14 ~~section~~] was committed. [~~A proceeding to recover any civil penalty or~~
15 ~~restitution authorized pursuant to this section may be brought within~~
16 ~~any agency of the state designated to conduct such proceedings.~~]

17 § 2. This act shall take effect on the same date and in the same
18 manner as a chapter of the laws of 2024 amending the general business
19 law relating to prohibiting third-party restaurant reservation services
20 from arranging unauthorized restaurant reservations with food service
21 establishments, as proposed in legislative bills numbers S. 9365-A and
22 A. 10215-A, takes effect.

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

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