

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2019**

No. 138

Introduced by Council Members Barron, Rosenthal, Brannan, Miller, Kallos, Ampry-Samuel, Chin and Eugene.

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to requiring public information messaging on healthy eating

Be it enacted by the Council as follows:

Section 1. Chapter 15 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-1507 to read as follows:

§ 17-1507 Required healthy eating information. a. Every food service establishment that sells food for consumption on its premises shall display public information messaging created by the department pursuant to subdivision b of this section in a conspicuous location within such establishment.

b. The department shall create public information messaging on healthy eating for all consumers, including, but not specific to, individuals with diet-related conditions such as diabetes, heart disease and hypertension. Such messaging shall include, but not be specific to, the risks of excessive sugar and carbohydrate intake. The department shall make such messaging available to food service establishments in each of the designated citywide languages as defined in section 23-1101.

c. Any person who violates subdivision a of this section, or any rules promulgated pursuant to this section, shall be liable for a civil penalty of not more than \$500, recoverable in a proceeding before any tribunal established within the office of administrative trials and hearings or within any agency of the city of New York designated to conduct such proceedings.

§ 2. For one year after the effective date of this local law, the department of health and mental hygiene shall educate food service establishments regarding the requirement of subdivision a of section 17-1507 of the administrative code of the city of New York, as added by section one of this local law.

§ 3. This local law takes effect one year after it becomes law, except that:

(i) subdivision c of section 17-1507 of the administrative code of the city of New York, as added by section one of this local law, shall take effect two years after it becomes law; and

(ii) the department of health and mental hygiene shall take such actions as are necessary for the timely implementation of this local law, including the creation of public information messaging on healthy eating pursuant to the requirements of section one of this local law, and the promulgation of rules, prior to such effective date.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on June 26, 2019 and returned unsigned by the Mayor on July 30, 2019.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 138 of 2019, Council Int. No. 5-B of 2018) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEVEN LOUIS, Acting Corporation Counsel.