



Legislation Text

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Int. No. 1326

By Council Members Levine and Cornegy

A Local Law to amend the administrative code of the city of New York, in relation to requiring added sugar notifications on menu boards and signs

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 17 of the administrative code of the city of New York is amended by adding a new section 17-199.11 to read as follows:

§ 17-199.11 Added sugar notifications. a. Definitions. For the purposes of this section, the following terms have the following meanings:

Added sugar. The term “added sugar” means sugars and syrups put into foods during preparation or processing.

Covered establishment. The term “covered establishment” means any food service establishment inspected pursuant to the restaurant grading program established pursuant to subdivision a of section 81.51 of the health code of the city of New York, that is part of a chain with 15 or more locations doing business under the same name and offering for sale substantially the same menu items.

Food service establishment. The term “food service establishment” means a place where food is provided for individual portion service directly to the consumer whether such food is provided free of charge or sold, and whether consumption occurs on or off the premises pursuant to subdivision s of section 81.03 of the health code of the city of New York.

Icon. The term “icon” means a graphic or illustrated image designed by the department that denotes added sugar.

Warning statement. The term “warning statement” means a statement designed by the department to explain the consequences of excess added sugar consumption.

b. A covered establishment shall post a clearly visible icon and warning statement next to menu items that contain over 12 grams of added sugars.

c. A covered establishment shall post a clearly visible icon and warning statement on signs displaying menu items that contain over 12 grams of added sugars.

d. Any covered establishment that violates any of the provisions of this section shall be liable for a civil penalty of:

1. Not less than \$200 nor more than \$500 for a first violation thereof;

2. Not less than \$500 nor more than \$1,000 for a second violation thereof within any 12 month period; and

3. Not less than \$1,000 nor more than \$2,500 for a third or subsequent violation thereof within any 12 month period.

§ 2. This local law takes effect 120 days after it becomes law, except that the commissioner of health and mental hygiene may take such actions as are necessary for its implementation, including the promulgation of rules, before such date.

JG
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