

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
FY 2026 REGULATORY AGENDA**

DIVISION: Environmental Health

BUREAU: Bureau of Environmental Surveillance and Policy

SUBJECT: Article 5: Updating Provisions to provide Clarity and Remove Fees

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Update certain provisions in Article 5 of the New York City Health Code to provide clarity and remove provisions prescribing fees. These provisions will instead be included in a new Chapter in Title 24 of the Rules of the City of New York.
- 2. State the reason(s) why action by the agency is being considered:**  
The Department has determined certain provisions need to be amended to provide clarity and fees should not be in the Health Code but rather in a separate rule in Title 24 of the Rules of the City of New York.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Update language related to the prohibition against transferring permits and remove all provisions prescribing fees and related provisions.
- 4. Provide a summary of the objectives of the proposed rule:**  
Amend language to provide clarity and remove fees.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
NA.
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
  
Individuals and entities regulated by the Department.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Fall 2025.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Environmental Surveillance and Policy  
Contact Person: Jean-Baptiste Rudatsikira  
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
FY 2026 REGULATORY AGENDA**

DIVISION: Disease Control

BUREAU: Bureau of Public Health Laboratory

SUBJECT: Article 13: Tuberculosis testing standards

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Health Code § 13.05, Testing for Tuberculosis, establishes the minimum requirements for clinical laboratories when performing tests for tuberculosis.
- 2. State the reason(s) why action by the agency is being considered:**  
The current standard that clinical laboratories follow when testing for tuberculosis is the Mycobacteriology Standards of Practice, published by the New York State Department of Health Clinical Laboratory Evaluation Program (CLEP) pursuant to Public Health Law § 576(3). The proposed action will align Health Code § 13.05 with this standard.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Amend New York City Health Code § 13.05 to remove standards that are already covered by the CLEP standards and update language to match current best practices and standards.
- 4. Provide a summary of the objectives of the proposed rule:**  
Simplify and clarify the regulations pertaining to clinical laboratories in New York City when testing for tuberculosis.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
NYC Charter §556(c)(4) provides the Department's authority to regulate clinical laboratories.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
Public Health Law §§ 576(3) and 580(3);  
New York Codes, Rules and Regulations, Title 10, Part 58 – Clinical Laboratories and Blood Banks
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Laboratories
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Winter 2025 - Spring 2026
- 9. Agency contact for this proposed rulemaking:**

Agency:	NYC DOHMH
Bureau or Division:	Disease Control / Bureau of
Rulemaking Contact Person:	Rima Oken
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Child Care

SUBJECT: Article 43: School-based Child Care (SBCC) - Influenza Vaccine

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Article 43 of the NYC Health Code to change the time period for requiring proof of influenza vaccine from July 1st to April 1st in light of the typical end to influenza season and to bolster certain requirements to align with Article 47 of the NYC Health Code.
- 2. State the reason(s) why action by the agency is being considered:**  
To better align Health Code requirements with the influenza season and update certain requirements to align with Article 47.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Amend the time period when proof of influenza vaccine is required to end on April 1 instead of July 1 and to add certain requirements to align with Article 47.
- 4. Provide a summary of the objectives of the proposed rule:**  
Update the time period when proof of flu vaccine is required to align with influenza season.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
N/A
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Owners and operators of school-based child care program and children in child care and their families.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Spring 2026.
- 9. Agency contact for this proposed rulemaking:**

Agency:	NYC DOHMH
Bureau or Division:	Bureau of Child Care
Contact Person:	Renee Noel
Telephone:	(646) 632-6157
Email:	<a href="mailto:rnoel-he@health.nyc.gov">rnoel-he@health.nyc.gov</a>

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Child Care

SUBJECT: Article 47: Group Child Care Programs (GCC) – Staffing Requirements; Nutrition; Influenza Vaccine

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Align Article 47 of the NYC Health Code background check language with the requirements under the Federal Child Care Development Block Grant; clarify requirements for professional qualifications; change the time period when proof of influenza vaccine is required in order to better align with the influenza season, and update nutrition requirements.
- 2. State the reason(s) why action by the agency is being considered:**  
Propose changes regarding background check requirements to align with federal law, clarify professional qualifications, and revise dates when proof of influenza vaccination is required.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Update requirements relating to background checks to align with federal requirements; clarify staff qualifications; amend the time period when proof of influenza vaccine is required to end on April 1 instead of July 1; update nutrition requirements to reflect the nutrition recommendations found in the 2020 Dietary Guidelines for Americans.
- 4. Provide a summary of the objectives of the proposed rule:**  
Meet federal requirements for background clearances; update the time period when proof of flu vaccine is required to better align with influenza season; improve equity for our youngest New Yorkers in group childcare settings by more strongly aligning Health Code nutrition requirements with evidence-based nutrition recommendations.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
NYS Social Services Law 390-B; Title 45, Part 98 et seq. of the Code of Federal Regulations.
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Owners and operators of group child care programs and children in child care and their families.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Spring 2026.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Child Care  
Contact Person: Renee Noel  
Telephone: (646) 632-6157  
Email: [rnoel-he@health.nyc.gov](mailto:rnoel-he@health.nyc.gov)

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
FY 2026 REGULATORY AGENDA**

DIVISION: Environmental Health

BUREAU: Bureau of Child Care

SUBJECT: Article 48: Summer Camps - minimum age for enrolling in Summer Camp.

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Article 48 of the NYC Health Code concerning the minimum age for children enrolling in summer camp and clarify staff qualifications and facility requirements.
- 2. State the reason(s) why action by the agency is being considered:**  
Require a minimum age to participate in camp and clarify staff qualifications and facility requirements.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Establish minimum age to participate in camp and clarify staff qualifications and facility requirements.
- 4. Provide a summary of the objectives of the proposed rule:**  
Promote the health and safety of children attending summer camp by clarifying requirements for attendance, staff qualifications and facilities.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
NYS Social Services Law 390-B  
NYS Sanitary Code - 10 NYCRR Subpart 7-2.
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Owners and operators of camps regulated under Article 48 and children in camp and their families.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Spring 2026.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Child Care  
Contact Person: Renee Noel  
Telephone: (646) 632-6157  
Email: [rnoel-he@health.nyc.gov](mailto:rnoel-he@health.nyc.gov)

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Food Safety and Community Sanitation

SUBJECT: Article 81: Food Service Establishments

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Article 81 of the Health Code to update food safety requirements.
- 2. State the reason(s) why action by the agency is being considered:**  
To make required changes to align with certain food safety areas of the 2022 Food and Drug Administration Model Food Code and update the code to establish requirements for new types of food service establishments.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Amend the Health Code to update specialized food processes and to add new types of food service establishments and equipment, i.e., robotics.
- 4. Provide a summary of the objectives of the proposed rule:**  
To established food safety requirements for new types of food service establishments and food equipment.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
  
10 NYCRR Subparts 14-1 and 14-5  
Chapter 23 of Title 24 of the Rules of the City of NY
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Food Service Establishments.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2025):**  
Spring 2026.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Food Safety and Community Sanitation  
Contact Person: Michelle Robinson  
Telephone: 646-632-6174  
Email: [mrobins1@health.nyc.gov](mailto:mrobins1@health.nyc.gov)

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Veterinary and Pest Control Services

SUBJECT: Article 161: Pet Shops.

1. **Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Article 161 of the NYC Health Code to prohibit the sale of dogs, cats, guinea pigs and rabbits in pet shops.
2. **State the reason(s) why action by the agency is being considered:**  
Align with New York State and City Laws prohibiting the sale of dogs, cats, guinea pigs, and rabbits in pet shops and update other provisions.
3. **Provide a summary of the anticipated contents of the proposed rule (if known):**  
Remove outdated references to the sale of dogs and cats in pet shops and update various other provisions.
4. **Provide a summary of the objectives of the proposed rule:**  
Ensure NYC Health Code aligns with State and NYC law regarding the prohibition of sale of dogs, cats, guinea pigs and rabbits in pet shops.
5. **Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
6. **List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
NY Gen Business Law § 753-f  
NYC Admin Code §§ 17-373, 17-1702.
7. **Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Entities interested in owning or operating a pet shop.
8. **Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Fall 2025
9. **Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Veterinary and Pest Control Services  
Contact Person: Mario Merlino  
Telephone: 646-364-1740  
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Environmental Sciences and Engineering

SUBJECT: Article 175: Clarifications for Radiation Control

1. **Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Article 175 of the NYC Health Code to correct typographical errors and provide added clarification.
2. **State the reason(s) why action by the agency is being considered:**  
Update texts to provide clarity and address typographical errors.
3. **Provide a summary of the anticipated contents of the proposed rule (if known):**  
Revisions will address multiple areas pertaining to radiation producing equipment and radioactive materials.
4. **Provide a summary of the objectives of the proposed rule:**  
The text revisions are intended to clarify the regulations, making it easier for owner/operators of facilities using radiation producing equipment and radioactive materials to comply with Article 175.
5. **Provide a summary of the legal basis or enabling authority for the proposed rule:**  
New York City Charter Section 556(c)(11).
6. **List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
N/A
7. **Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Medical, academic and research facilities in New York City using radiation producing equipment.
8. **Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Spring 2026.
9. **Agency contact for this proposed rulemaking:**

Agency:	NYC DOHMH
Bureau or Division:	Bureau of Environmental Sciences and Engineering
Contact Person:	Christanna Kendrot
Telephone:	718-786-5528
Email:	<a href="mailto:ckendrot@health.nyc.gov">ckendrot@health.nyc.gov</a>

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Center for Population Health Data Science

BUREAU: Bureau of Vital Statistics

SUBJECT: Articles 205 and 207: reporting requirements, amendments to vital records, rights of adopted individuals, death certificates

**1. Provide a brief description of the subject area(s) of the proposed rule:**

Amend various vital statistics provisions of the New York City Health Code Articles 205 and 207

**2. State the reason(s) why action by the agency is being considered:**

Reduce certain inefficiencies associated with vital records requirements and codify rights of persons whose information is reported and their relatives.

**3. Provide a summary of the anticipated contents of the proposed rule (if known):**

To streamline certain reporting requirements, clarify the types of vital records amendments that the Department is authorized to approve, align the Health Code with New York State provisions regarding the rights of adopted individuals, and provide an option for family members of deceased to request Office of City Medical Examiner death certificates without the cause of death listed.

**4. Provide a summary of the objectives of the proposed rule:**

To streamline certain reporting requirements, clarify the types of vital records amendments that the Department is authorized to approve, align the Health Code with New York State provisions regarding the rights of adopted individuals, and provide an option for family members of deceased to request Office of City Medical Examiner death certificates without the cause of death listed.

**5. Provide a summary of the legal basis or enabling authority for the proposed rule:**

Sections 556, 558 and 1043 of the New York City Charter

**6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**

- NYC Admin Code 17-169
- NYS PHL § 4173
- NYS PHL § 4138-e(2)(a)
- NYS PHL § 4201(2)(a)
- NYS PHL § 4201
- NYS PHL § 4103(3)

**7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**

- Mandated reporters of death
- Death certifiers
- Funeral Directors

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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- Customers seeking death certificates
- Adopted persons

**8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Fall/Winter 2025

**9. Agency contact for this proposed rulemaking:**

Agency:	NYC DOHMH
Bureau or Division:	BVS
Contact Person:	Shari Payne
Telephone:	646-632-6653
Email:	<a href="mailto:sdawkins@health.nyc.gov">sdawkins@health.nyc.gov</a>

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Food Safety and Community Sanitation

SUBJECT: New Article: Non-Retail Processing Establishments (Commissaries)

**1. Provide a brief description of the subject area(s) of the proposed rule:**

Non-Retail Food Processing Establishments (NRFP), also called commissaries, prepare ready-to-eat foods and supply them to food service establishments that, in turn, offer them to consumers. These establishments may supply food offered by mobile food vendors, restaurants, vending machines, and operate as a “shared kitchen,” also called “incubators.”

**2. State the reason(s) why action by the agency is being considered:**

To consolidate and update rules for the permitting and operation of a NRFP.

**3. Provide a summary of the anticipated contents of the proposed rule (if known):**

Create a new article of the New York City Health Code to consolidate and update requirements specific to NRFP, such as adding procedures for providing standard operation and facility plans where multiple independent users operate from the facility.

**4. Provide a summary of the objectives of the proposed rule:**

Consolidate and update NRFP Health Code rules to be consistent with current best practices in the industry.

**5. Provide a summary of the legal basis or enabling authority for the proposed rule:**

Sections 558 and 1043 of the NYC Charter.

**6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**

- Chapter 6 of Title 24 of the Rules of the City of NY
- Subchapter 2 of Chapter 3 of Title 17 of the Administrative Code
- Articles 81 and 89 of the New York City Health Code
- 10 NYCRR Subparts 14-1, 14-4, and 14-5.

**7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**

Entities operating NRFPs, including shared kitchens, mobile food vending commissaries, and vending machine commissaries.

**8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**

Spring 2026.

**9. Agency contact for this proposed rulemaking:**

Agency: NYC DOHMH  
Bureau or Division: Bureau of Food Safety and Community Sanitation  
Contact Person: Michelle Robinson  
Telephone: 646-632-6174  
Email: [mrobins1@health.nyc.gov](mailto:mrobins1@health.nyc.gov)

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
FY 2026 REGULATORY AGENDA**

DIVISION: Environmental Health

BUREAU: Bureau of Veterinary and Pest Control Services

SUBJECT: Chapter 5: Pet Shops

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Chapter 5 of Title 24 of the Rules of the City of New York to prohibit the sale of dogs, cats, guinea pigs and rabbits in pet shops.
- 2. State the reason(s) why action by the agency is being considered:**  
Align with New York State and City Laws prohibiting the sale of dogs, cats, guinea pigs, and rabbits in pet shops.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Terminate the permitting process to sell dogs, cats, guinea pigs, and rabbits in a pet shop and specify the penalty associated with a violation.
- 4. Provide a summary of the objectives of the proposed rule:**  
Ensure NYC Health Code and Commissioner's Regulation align with State and NYC law regarding the prohibition of sale of dogs, cats, guinea pigs and rabbits in pet shops.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
NY Gen Business Law § 753-f  
NYC Admin Code §§ 17-373, 17-1703, 17-1704, 17-1705
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Entities interested in owning or operating a pet shop.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Fall 2025.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Veterinary and Pest Control Services  
Contact Person: Mario Merlino  
Telephone: 646-364-1740  
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Environmental Sciences and Engineering

SUBJECT: Chapter 8: Reporting of *Legionella* tests and laboratory analytical requirements

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Chapter 8 of Title 24 of the Rules of the City of New to provide penalties for failure to comply with reporting inspections that include test sampling for *Legionella*, add a laboratory certification requirement for *Legionella* samples, and clarify timing requirements in certain provisions of Chapter 8.
- 2. State the reason(s) why action by the agency is being considered:**  
To define penalties for requirements previously added to NYC Admin Code section 17-194.1 and clarify requirements for laboratory analysis and timing of existing provisions.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
The penalty schedule in Chapter 8 is proposed to be amended to include monetary penalties associated with violations of NYC Administrative Code section 17-194.1, as well as to specify recordkeeping requirements. The Department also proposes to amend *Legionella* test sampling to require that any such sampling be conducted by a laboratory certified by the New York State Environmental Laboratory Accreditation Program. The proposed amendments also delete the definition of “immediate” or “immediately” and replace those references with specific time periods to improve clarity in the Chapter.
- 4. Provide a summary of the objectives of the proposed rule:**  
Improve enforcement of NYC Administrative Code section 17-194.1 by adopting a penalty schedule and clarifying other requirements.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
These amendments are proposed pursuant to sections 555, 556 and 1043 of the Charter and section 17-194.1 of the Administrative Code.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
  
NYC Administrative Code section 17-194.1
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Owners of a building with a cooling tower.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Spring 2026.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Environmental Sciences and Engineering  
Contact Person: Elizabeth Iuppa Burke  
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Food Safety and Community Sanitation

SUBJECT: Chapter 23: Food Service Establishments

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Chapter 23 of Title 24 of the Rules of the City of New York concerning the requirements and procedures for the sanitary inspections of food service establishments (FSE).
- 2. State the reason(s) why action by the agency is being considered:**  
Update Appendix A, B, and C of Chapter 23.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Chapter 23 is being amended to update requirements for reduced-oxygen packaged (“ROP”) food, and to include penalties related to violations of Public Health Law § 1356 and Sections 17-195.1, 17-199, and 17-1507 of the Administrative Code.
- 4. Provide a summary of the objectives of the proposed rule:**  
Amend certain requirements related to ROP foods and update penalty schedules that are out of date.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
  
Article 81 of the New York City Health Code
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Food Service Establishments.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Fall 2025.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Food Safety and Community Sanitation  
Contact Person: Michelle Robinson  
Telephone: 646-632-6174  
Email: [mrobins1@health.nyc.gov](mailto:mrobins1@health.nyc.gov)

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
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DIVISION: Environmental Health

BUREAU: Bureau of Food Safety and Community Sanitation

SUBJECT: Chapter 32: Dogs in Outdoor Dining Areas

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Amend Chapter 32 of Title 24 of the Rules of the City of New to align with Admin. Code Section 19-101, and make other changes consistent with the definition of “outdoor dining area” in Chapter 10 of Title 24 of the RCNY.
- 2. State the reason(s) why action by the agency is being considered:**  
To make required changes to align with Admin. Code Section 19-101, and make other changes consistent with the definition of “outdoor dining area” in Chapter 10 of Title 24 of the RCNY.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Amend the definition of outdoor dining to remove references to the sections of the NYC Administrative Code that have been repealed.
- 4. Provide a summary of the objectives of the proposed rule:**  
Update the definition of outdoor dining in accordance with Admin. Code Section 19-101, and make other changes consistent with the definition of “outdoor dining area” in Chapter 10 of Title 24 of the RCNY.
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Sections 558 and 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
Admin. Code Section 19-101; Chapter 10 of Title 24 of the RCNY.
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
Food Service Establishments.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Fall 2025.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Food Safety and Community Sanitation  
Contact Person: Michelle Robinson  
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE  
FY 2026 REGULATORY AGENDA**

DIVISION: Environmental Health

BUREAU: Bureau of Environmental Surveillance and Policy

SUBJECT: Fees.

- 1. Provide a brief description of the subject area(s) of the proposed rule:**  
Transfer all prescribed fees along with related information from various NYC Health Code provisions into a single new Chapter in Title 24 of the Rules of the City of New York.
- 2. State the reason(s) why action by the agency is being considered:**  
To make the fees and related information more accessible to the public and allow the Department to update the information as needed without Board of Health approval.
- 3. Provide a summary of the anticipated contents of the proposed rule (if known):**  
Move fees and related information from various NYC Health Code provisions into a new Chapter in Title 24 of the Rules of the City of New York.
- 4. Provide a summary of the objectives of the proposed rule:**  
Make the fees related information easily accessible in one Rule
- 5. Provide a summary of the legal basis or enabling authority for the proposed rule:**  
Section 1043 of the NYC Charter.
- 6. List all relevant federal, state and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:**  
NA
- 7. Provide a description of the types of individuals and/or entities likely to be subject to the proposed rule:**  
  
Individuals and entities regulated by the Department.
- 8. Provide the intended approximate schedule for adopting the proposed rule (e.g., Spring 2026):**  
Fall 2025.
- 9. Agency contact for this proposed rulemaking:**  
Agency: NYC DOHMH  
Bureau or Division: Bureau of Environmental Surveillance and Policy  
Contact Person: Jean-Baptiste Rudatsikira  
Telephone: 646-632-6951  
Email: [jrudatsikira@health.nyc.gov](mailto:jrudatsikira@health.nyc.gov)