

**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE
FY 2020 REGULATORY AGENDA**

Summer Camps

1. Provide a brief description of the subject area(s) of the proposed rule.
The Department is proposing to update Article 48 of the NYC Health Code pertaining to summer day camp permitting and operation.
2. State the reasons why action by the agency is being considered.
To align the NYC Health Code with Part 7 of the New York State Sanitary Code.
3. Provide a summary of the anticipated contents of the proposed rule (if known).
Changes to Article 48 include revising the definition of “summer day camp” to include programs that offer indoor activities; updating qualifications for Trip Leader and Health Director; and adding provisions regarding camps serving certain specialized populations.
4. Provide a summary of the objectives of the proposed rule.
To bring Article 48 in alignment with Part 7 of the New York State Sanitary Code.
5. Provide a summary of the legal basis for the proposed rule.
Provisions of the New York City Health Code must be at least as stringent as the New York State Sanitary Code. New York City Charter Sections 556 and 1043 authorize the Department to regulate the City food supply and to adopt rules necessary to carry out its duties, respectively.
6. Provide all relevant federal, state, and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:
10 NYCRR 7
18 NYCRR Part 414
Article 43 of the New York City Health Code
7. Provide a description of the types of individuals and entities likely to be subject to the proposed rule:
Summer Camp Operators and Directors
Summer Camp Senior and Junior Counselors
Aquatic Directors
Life Guards
8. Provide the approximate schedule for adopting the proposed rule (e.g. first quarter of FY 2020):
2nd quarter FY 2020
9. Agency Contact for Rulemaking:
James L. Morriss
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE
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Cooling Towers

1. Provide a brief description of the subject area(s) of the proposed rule.
Cooling towers.
2. State the reasons why action by the agency is being considered.
The City Council recently amended the NYC Administrative Code provisions on cooling towers requiring changes to the Department's rules located in Chapter 8 of Title 24 of the Rules of the City of New York (RCNY).
3. Provide a summary of the anticipated contents of the proposed rule (if known).
To amend and revise Chapter 8 of Title 24 of the RCNY to align with recent amendments to the NYC Administrative Code.
4. Provide a summary of the objectives of the proposed rule.
To align with recent amendments to the NYC Administrative Code.
5. Provide a summary of the legal basis for the proposed rule.
NYC Charter Sections 556 and 1043; NYC Administrative Code Section 17-194.1.
6. Provide all relevant federal, state, and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:
10 NYCRR Subpart 4-1; NYC Administrative Code Section 17-194.1; 24 RCNY Chapter 8
7. Provide a description of the types of individuals and entities likely to be subject to the proposed rule:
Owners/operators of cooling towers and owners of buildings with cooling towers.
8. Provide the approximate schedule for adopting the proposed rule (e.g. first quarter of FY 2020):
3rd Quarter FY2020.
9. Agency Contact for Rulemaking:
Karen Fernandez
Public Health Engineering, Division of Environmental Health
(718) 310-2771
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE
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Window Guards

1. Provide a brief description of the subject area(s) of the proposed rule.
Window guards
2. State the reasons why action by the agency is being considered.
To reflect technical advancements in window design and structure and to streamline the approval process for window fall prevention devices (window guards and limiting devices).
3. Provide a summary of the anticipated contents of the proposed rule (if known).
Repeal and reenact Department rules located in Chapter 12 of Title 24 of the Rules of the City of the New York City (RCNY) to update specifications for window guards and other limiting devices, and procedures for obtaining Department approval of window guards and limiting devices; update lease notice and annual notice provided to tenants.
4. Provide a summary of the objectives of the proposed rule.
Update requirements to reflect technical advancements.
5. Provide a summary of the legal basis for the proposed rule.
Section 131.15 of the NYC Health Code and Chapter 12 of Title 24 of the RCNY; Section 17-123 of Title 17 of the NYC Administrative Code, Section 2043.1 of Title 27 of the Housing Maintenance Code and NYC Charter Sections 556 and 1043.
6. Provide all relevant federal, state, and local laws and rules, including those which may duplicate, overlap or conflict with the proposed rule:
Section 131.15 of the NYC Health Code; Chapter 12 of Title 24 of the RCNY; NYC Administrative Code Sections 17-123 and 27-2043.1.
7. Provide a description of the types of individuals and entities likely to be subject to the proposed rule:
Building owners, condominium owners and cooperative boards of directors of multiple dwellings and units in such dwellings where children 10 years of age or younger reside.
8. Provide the approximate schedule for adopting the proposed rule:
3rd Quarter FY2020
9. Agency Contact for Rulemaking:
Andrew Faciano, Executive Director
Healthy Homes Program, Division of Environmental Health
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**NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE
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Non-Retail Food Processing Establishments

1. Provide a brief description of the subject area(s) of the proposed rule.
Rules for Non-Retail Food Processing (NRFP) Establishments. NRFP prepare foods that are not served directly to the consumer. NRFP include mobile food vending commissaries, shared kitchen (Incubator) Commissaries and food service establishment commissaries.
2. State the reasons why action by the agency is being considered.
To consolidate and update rules for operation of NFRP.
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 for NFRP.
4. Provide a summary of the objectives of the proposed rule.
Consolidate and update NRFP Health Code rules.
5. Provide a summary of the legal basis for the proposed rule.
NYC Charter Sections 556.
6. Provide 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 Subpart 14-4.
7. Provide a description of the types of individuals and entities likely to be subject to the proposed rule:
Permitted food commissaries, shared kitchens, mobile food vending commissaries, and other non-retail food processing establishments.
8. Provide the approximate schedule for adopting the proposed rule:
3rd Quarter FY2020
9. Agency Contact for Rulemaking:
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