

Fiscal Impact Statement Prepared By New York City Mayor's Office of Management and Budget



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Disclaimer: This fiscal impact statement is a preliminary estimate and subject to change based upon further data analysis or changes in bill text. This legislation is summarized as understood by the administration as of the date this statement was prepared and does not include or consider subsequent text changes. This fiscal impact statement is not legally binding on the administration. "Total" columns represent the respective sum over a four-year period; note that fiscal impacts continue after year four. Unless otherwise stated, information used in the preparation of this Fiscal Impact Statement is sourced from the agencies impacted and the NYC Mayor's Office of Management and Budget.

Proposed Intro No. / Title: *Int. 762-B / Establishing exemptions for third-party food delivery services from the limits on fees charged by such services on food service establishments*

Sponsors: Salamanca, Holden, Menin, Abreu, Williams, Stevens, Banks, Joseph, De La Rosa, Riley, Feliz, Narcisse, Dinowitz, Hanks, Ossé, Salaam, Brewer, Ayala, Farías, Ung, Hudson, Zhuang, Louis, Gutiérrez, Paladino, Carr, Vernikov, Marmorato

Committee: Consumer and Worker Protections

Summary of Legislation: This legislation creates exceptions to the cap placed on the basic fees a third-party delivery services provider charges a food service establishment by allowing individual transactions to exceed the cap as long as the monthly average fee charged does not. It additionally creates an enhanced fee that delivery services providers may charge for provision of services beyond those covered by the basic fee. The legislation also establishes a mechanism through which delivery services providers may avoid violating the cap by refunding the overage to the food service establishment. Lastly, the bill makes it unlawful for a delivery services provider to purchase the name of a food service establishment for purposes of internet advertising.

Effective Date: 30 days after enactment

First Fiscal Year Legislation Takes Effect: Fiscal Year 2026

First Fiscal Year with Full Impact: Fiscal Year 2026

Agencies Impacted: Department of Consumer and Worker Protections

Fiscal Impact Analysis

A. Total Impact (Expense and Revenue)

	Fiscal Year 1	Fiscal Year 2	Fiscal Year 3	Fiscal Year 4	Total
Expense	(\$263,581)	(\$263,581)	(\$263,581)	(\$263,581)	(\$1,054,324)
Revenue	0	0	0	0	0
Total	(\$263,581)	(\$263,581)	(\$263,581)	(\$263,581)	(\$1,054,324)

B. Expense

	Fiscal Year 1	Fiscal Year 2	Fiscal Year 3	Fiscal Year 4	Total
Expenditures	(\$263,581)	(\$263,581)	(\$263,581)	(\$263,581)	(\$1,054,324)

Impact on Expenditures (Expense):

The Department of Consumer and Worker Protections anticipates requiring \$263,581 in annual Personal Services resources for 2 staff lines (including fringe):

- Research Scientist level 3 at a salary of 112,883
- Community Coordinator at a salary of \$72,123

C. Revenue

	Fiscal Year 1	Fiscal Year 2	Fiscal Year 3	Fiscal Year 4	Total
Revenue	0	0	0	0	0

Impact on Revenue:

There is no anticipated impact on revenue.

D. Capital

	Fiscal Year 1	Fiscal Year 2	Fiscal Year 3	Fiscal Year 4	Total
Expenditures	0	0	0	0	0

Impact on Expenditures (Capital):

There is no anticipated impact on capital expenditures.