



Legislation Details (With Text)

File #: Int 0738-2024 **Version:** A **Name:** Requiring third-party food delivery services and third-party grocery delivery services to provide an opportunity to pay a gratuity before or at the same time an online order is placed.

Type: Introduction **Status:** Enacted
In control: Committee on Consumer and Worker Protection

On agenda: 4/11/2024

Enactment date: 8/13/2025 **Enactment #:** 2025/108

Title: A Local Law to amend the administrative code of the city of New York, in relation to requiring third-party food delivery services and third-party grocery delivery services to provide an opportunity to pay a gratuity before or at the same time an online order is placed

Sponsors: Shaun Abreu, Jennifer Gutiérrez, Julie Menin, Lincoln Restler, Sandy Nurse, Christopher Marte, Shahana K. Hanif, Crystal Hudson, Oswald J. Feliz, Shekar Krishnan, Amanda C. Farías, Alexa Avilés, Mercedes Narcisse, Chris Banks, Yusef Salaam, Carlina Rivera, Nantasha M. Williams, Gale A. Brewer, Diana I. Ayala, Tiffany L. Cabán, Carmen N. De La Rosa, Rita C. Joseph

Indexes:

Attachments: 1. Summary of Int. No. 738-A, 2. Summary of Int. No. 738, 3. Int. No. 738, 4. April 11, 2024 - Stated Meeting Agenda, 5. Hearing Transcript - Stated Meeting 4-11-24, 6. Minutes of the Stated Meeting - April 11, 2024, 7. Committee Report 6/21/24, 8. Hearing Testimony 6/21/24, 9. Hearing Transcript 6/21/24, 10. Proposed Int. No. 738-A - 7/9/25, 11. Committee Report 7/14/25, 12. Hearing Transcript 7/14/25, 13. July 14, 2025 - Stated Meeting Agenda, 14. Hearing Transcript - Stated Meeting 7-14-25, 15. Int. No. 738-A (FINAL), 16. Int. No. 738-A - Fiscal Impact Statement - City Council, 17. Int. No. 738-A - Fiscal Impact Statement - OMB, 18. Legislative Documents - Letter to the Mayor, 19. Local Law 108

Date	Ver.	Action By	Action	Result
4/11/2024	*	City Council	Introduced by Council	
4/11/2024	*	City Council	Referred to Comm by Council	
6/21/2024	*	Committee on Consumer and Worker Protection	Hearing Held by Committee	
6/21/2024	*	Committee on Consumer and Worker Protection	Laid Over by Committee	
7/14/2025	*	Committee on Consumer and Worker Protection	Hearing Held by Committee	
7/14/2025	*	Committee on Consumer and Worker Protection	Amendment Proposed by Comm	
7/14/2025	*	Committee on Consumer and Worker Protection	Amended by Committee	
7/14/2025	A	Committee on Consumer and Worker Protection	Approved by Committee	Pass
7/14/2025	A	City Council	Approved by Council	Pass
7/14/2025	A	City Council	Sent to Mayor by Council	
8/12/2025	A	City Council	Returned Unsigned by Mayor	
8/13/2025	A	Administration	City Charter Rule Adopted	

Int. No. 738-A

By Council Members Abreu, Gutiérrez, Menin, Restler, Nurse, Marte, Hanif, Hudson, Feliz, Krishnan, Farías, Avilés, Narcisse, Banks, Salaam, Rivera, Williams, Brewer, Ayala, Cabán, De La Rosa and Joseph

A Local Law to amend the administrative code of the city of New York, in relation to requiring third-party food delivery services and third-party grocery delivery services to provide an opportunity to pay a gratuity before or at the same time an online order is placed

Be it enacted by the Council as follows:

Section 1. Paragraphs 3 and 5 of subdivision b of section of 20-1522 of the administrative code of the city of New York, as added by a local law for the year 2025 amending the administrative code of the city of New York, relating to protections for contracted delivery workers, as proposed in introduction number 1133, are amended to read as follows:

3. [Reserved] A third-party food delivery service or third-party grocery delivery service that allows a customer to place an order by, through or with the assistance of its website, mobile application or other internet service must provide such customer an opportunity to pay a gratuity to the food delivery worker or grocery delivery worker retained by such service who delivers, selects, prepares, or assembles such order. Such third-party food delivery service or third-party grocery delivery service must provide such opportunity to a customer in plain language and in a conspicuous manner before or at the same time such customer places such order. Nothing herein shall be construed to require a customer to pay a gratuity or to prohibit a third-party food delivery service or third-party grocery delivery service from providing a customer an additional opportunity to add, remove, or adjust a gratuity after an order is placed.

5. [Reserved] The department may promulgate rules for the implementation of this section, including specifying the form and manner of the opportunity to pay a gratuity pursuant to this section.

§ 2. This local law takes effect on the same date that a local law for the year 2025 amending the administrative code of the city of New York, relating to safe delivery device access for contracted delivery workers, as proposed in introduction number 30-B, takes effect.