

State and Local Restaurant Kids' Meal Policies

| Jurisdiction | Legislation, Date Enacted, Vote | Date Effective | Type of Policy | Policy Summary | Enforcement Mechanism |
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| Wilmington, DE | Ordinance 18-046 10/4/2018 City Council: 10-0 (3 absent) | 1/8/2019 (90 days after signature by mayor) | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternative, up to 8 oz. of 100% fruit juice or fruit juice combined with water or sparkling water, with no added sweetener | Administered by Department of Licenses & Inspections (not the same agency that conducts restaurant inspections). Notice for first violation, fine up to \$250 for second violation within a 5-year period, and fine up to \$500 for each additional violation within a 5-year period. |
| California | SB 1192 8/21/2018 Assembly: 46-26 Senate: 29-9 | 1/1/2019 (all California statutes go into effect January 1 unless another effective date is specified in the legislation) | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, unflavored milk or non-dairy milk alternatives up to 130 calories per serving | Administered by local enforcement agency through restaurant inspections. Infraction with notice for first violation, fine up to \$250 for second violation within a 5-year period, and fine up to \$500 for each additional violation within a 5-year period. |
| Louisville, KY | Ordinance O-064-18 5/24/2018 Metro Council: 13-11 (1 absent, 1 abstention) | 10/5/2018 (120 days after signature by the mayor. Civil fines not assessed until 6/7/2019) | Default Beverages + Positive Food Component | Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternatives, fruit juice combined with water or carbonated water, beverages with less than 25 calories per 8 oz and no artificial sweeteners. Also requires children's meal to include a fruit, vegetable, whole grain, or lean protein. | Administered by Louisville Metro Dept. of Public Health and Wellness through restaurant inspections. Civil penalty of \$25-\$100 per violation. Each day a violation occurs constitutes a separate offense. |
| Baltimore, MD | Council Bill 17-0152 3/12/2018 City Council: 15-0 | 7/18/2018 (90 days after signature by mayor) | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternatives, up to 8 oz of 100% fruit juice or fruit juice combined with water or sparkling water, with no added sweetener | Administered by Baltimore City Health Dept. through restaurant inspections. Environmental citation with fine of \$100. |

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| Daly City, CA | Ordinance 1415 1/8/2018 City Council: 5-0 | 6/1/2018 | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, milk or milk substitute with no added sweetener | Initial self-certification. Violations subject to civil fine of \$250 to \$1,000 at the discretion of the City Attorney. |
| Long Beach, CA | Ordinance ORD-17-0027 11/14/2017 City Council: 7-0 (2 absent) | 12/17/2017 (31 days after signature by mayor) | Default Beverages | Water (can be sparkling or flavored) with no artificial sweeteners or additives, nonfat or 1% milk or non-dairy milk alternative under 130 calories per serving, 100% juice under 40 calories per serving | Administrative citation with fine of \$100 for first violation, \$200 for second violation, \$500 for each additional violation. Each day a violation exists constitutes a separate offense. |
| | Ordinance 803 11/8/2017 City Council: 3-2 | 12/8/2017 (30 days) | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternatives | Annual self-certification. Charged as an infraction with fine up to \$100 for first violation, up to \$200 for second violation, and up to \$500 for third violation. Fourth and subsequent violations deemed a misdemeanor. |
| Lafayette, CO | Ordinance 2017-40 10/17/2017 City Council: 6-1 | 10/27/2017 (10 days) | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternatives with no added sweetener | Annual self-certification. In practice, administered by Boulder County Public Health through restaurant inspections. |
| Santa Clara County, CA | Ordinance NS-300.908 5/9/2017 Board of Supervisors: 4-0 (1 recusal) | 8/7/2017 (90 days) | Default Beverages <small>(See below for Santa Clara County's toy bill)</small> | Water (can be carbonated or flavored) with no added sweeteners, dairy milk (can be flavored) with no added sweetener. No substitutions. | Administrative fine of \$250 for first violation, \$500 for second violation. Fines for additional violations not to exceed \$1,000. Regulatory fees for recovery of costs. |
| | Ordinance 7560 6/27/2017 City Council: 9-0 | 7/1/2017 | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, milk or milk substitute with no added sweetener. Substitutions allowed for an additional cost. | Charged as an infraction with fine up to \$100 for first violation, up to \$200 for second violation, and up to \$500 for each additional violation. |
| Perris, CA | Ordinance 1340 3/14/2017 City Council: 5-0 | 4/14/2017 (30 days. Certification due 10/1/17) | Default Beverages | Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternatives, up to 8 oz of 100% juice | Initial self-certification. Administrative citation with fine up to \$100 for first violation, up to \$200 for second violation, and up to \$500 for each additional violation. Live Well Perris Team available to assist restaurants. |

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| <p>Stockton, CA</p> | <p>Ordinance 2016-06-07-1502 6/7/2016 City Council: 7-0</p> | <p>7/7/2016 (30 days)</p> | <p>Default Beverages</p> | <p>Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternatives</p> | <p>Annual self-certification. Administrative citation with fine of \$200 for first violation, \$500 for second or subsequent violations. City Manager has discretion to allow attendance at a certified community awareness and responsibility education class in lieu of fine.</p> |
| <p>Davis, CA</p> | <p>Ordinance 2451 6/2/2015 City Council: 5-0</p> | <p>7/2/2015 (30 days)</p> | <p>Default Beverages</p> | <p>Water (can be sparkling or flavored) with no added sweetener, milk or non-dairy milk alternatives</p> | <p>Annual self-certification. Administrative citation with fine up to \$100 for first violation, up to \$200 for second violation, and up to \$500 for each additional violation, plus recovery of costs.</p> |
| <p>San Francisco, CA</p> | <p>Ordinance 290-10 11/9/2010 Veto overridden 11/23/2010 Board of Supervisors: 8-3</p> | <p>12/1/2011</p> | <p>Toy Bill</p> | <p>Sets nutrition standards for single food items and meals sold with a toy/incentive item. Meals with a toy/incentive item may not include a beverage with more than 35% of total calories from fat or more than 10% of calories from added sweetener. No substitutions.</p> | <p>Administrative citation with fine up to \$100 for first violation, up to \$200 for second violation, and up to \$500 for each additional violation.</p> |
| <p>Santa Clara County, CA</p> | <p>Ordinance NS-300.820 5/11/2010 Board of Supervisors: 3-2</p> | <p>8/11/2010 (90 days)</p> | <p>Toy Bill</p> | <p>Sets nutrition standards for single food items and meals sold with a toy/incentive item. Meals with a toy/incentive item may not include a beverage with more than 120 calories, more than 35% of total calories from fat, more than 10% of calories from added sweetener, added non-nutritive sweetener, or caffeine. No substitutions.</p> | <p>Administrative fine of \$250 for first violation, \$500 for second violation. Fines for additional violations not to exceed \$1,000. Regulatory fees for recovery of costs.</p> |