



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB4885

Introduced 2/18/2020, by Rep. Elizabeth Hernandez

SYNOPSIS AS INTRODUCED:

410 ILCS 620/21.5 new

Amends the Food, Drug and Cosmetic Act. Provides that, notwithstanding any other provision of law, a restaurant shall, by default, include a specified type of water, milk, or juice with a children's meal sold by the restaurant. Provides that a restaurant may include another beverage with a children's meal upon request. Requires the Department of Public Health to implement, administer, and enforce the amendatory provisions and allows the Department to adopt any rules it deems necessary for the implementation, administration, and enforcement.

LRB101 18367 CPF 67814 b

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Food, Drug and Cosmetic Act is
5 amended by adding Section 21.5 as follows:

6 (410 ILCS 620/21.5 new)

7 Sec. 21.5. Default beverage for children's meals.

8 (a) In this Section:

9 "Children's meal" means a combination of food items sold
10 for a single price intended for consumption by children.

11 "Restaurant" has the same meaning provided in Section 21.4
12 of this Act.

13 (b) Notwithstanding any other provision of law, a
14 restaurant shall, by default, include one of the following
15 beverages with a children's meal sold by the restaurant:

16 (1) water;

17 (2) sparkling water;

18 (3) flavored water with no added natural or artificial
19 sweeteners;

20 (4) nonfat or 1% milk or nondairy alternative;

21 (5) 100% fruit juice; or

22 (6) fruit juice combined with water or carbonated
23 water, with no added natural or artificial sweeteners.

1 (c) A restaurant may include a beverage with a children's
2 meal that is not listed under subsection (b) upon request.

3 (d) The Department of Public Health shall implement,
4 administer, and enforce this Section and may adopt any rules it
5 deems necessary for the implementation, administration, and
6 enforcement of this Section.