



County of San Diego

Department of Environmental Health

Food and Housing Division



CHILDREN’S MEALS – DEFAULT BEVERAGES

Senate Bill 1192 was passed to support children’s health and help reduce risks associated with sugar consumption. This law became effective January 1, 2019. California Retail Food Code (CRFC) sections 114379 and 114379.20 state that restaurants may only list, display, advertise, and offer the following default beverage options that come with children’s meals:

- Water
- Sparkling water
- Flavored water with no added natural or artificial sweeteners
- Unflavored milk, or a nondairy milk alternative that contains no more than 130 calories per container or serving



What is a children’s meal?

A children’s meal is any combination of food items and a beverage, or a single food item and a beverage, sold together at a single price, primarily intended for consumption by a child (CRFC Section 114379.10)

Is the restaurant prohibited from providing an alternative beverage if requested?

No, a restaurant can provide an alternative beverage if requested by the customer. (CRFC Section 114379.30)

What happens if my facility is not in compliance?

Facilities will be informed of and provided guidance regarding this new requirement during their next routine inspection. If the facility is observed out of compliance during the following routine inspection (or if a verified complaint is filed), a minor violation will be documented on the inspection report. If the facility continues to be found in non-compliance within a five-year period, the facility is subject to a fine of not more than two hundred fifty dollars (\$250) for the second infraction, and for a third or subsequent violation within a five-year period, the assessed fine shall be not more than five hundred dollars (\$500).

PLASTIC STRAWS

AB 1884 was passed to help reduce single-use plastic consumption and plastic waste. Public Resource Code Section 42270 states that in a full-service restaurant, single-use plastic straws may only be provided if requested by the consumer. This law became effective January 1, 2019.

What is a “full-service restaurant”?

A full-service restaurant is a restaurant whose primary business is serving food, where consumers are escorted or assigned to an eating area, food and beverage orders are taken after consumers are seated, and the requested items and final bill are delivered directly to the consumer.

**Note: This does not apply to takeout orders.*

Does this apply to reusable, paper or other non-plastic straws?

No. Full-service restaurants may provide reusable and/or non-plastic straws (paper, pasta, bamboo, sugar cane, wood, etc.) regardless of whether requested by the consumer.

What happens if my facility is not in compliance?

Facilities will be informed of and provided guidance regarding this new requirement during their next routine inspection. If the facility is observed out of compliance during the following routine inspection (or if a verified complaint is filed), a minor violation will be documented on the inspection report. If the facility is found to be non-compliant after a second notice of violation, the facility is subject to a fine of not more than twenty-five dollars (\$25) for each day the restaurant is in violation, but not more than three-hundred dollars (\$300) annually.

