

353

2013-2014 Regular Sessions

I N   S E N A T E

(PREFILED)

January 9, 2013

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Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business

AN ACT to amend the alcoholic beverage control law, in relation to special license to sell liquor at retail for consumption on the premises

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 8 of section 64-a of the alcoholic beverage  
2     control law, as added by chapter 531 of the laws of 1964, is amended to  
3     read as follows:  
4     8. Every special on-premises licensee shall regularly keep food avail-  
5     able for sale to its customers for consumption on the premises. The  
6     availability of sandwiches, soups or other foods, whether fresh, proc-  
7     essed, pre-cooked or frozen, shall be deemed compliance with this  
8     requirement. [The licensed premises shall comply at all times with all  
9     the regulations of the local department of health.] Nothing contained in  
10    this subdivision, however, shall be construed to require that any food  
11    be sold or purchased with any liquor, nor shall any rule, regulation or  
12    standard be promulgated or enforced requiring that the sale of food be  
13    substantial or that the receipts of the business other than from the  
14    sale of liquor equal any set percentage of total receipts from sales  
15    made therein.  
16    S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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