

4812--A

2013-2014 Regular Sessions

I N S E N A T E

April 24, 2013

Introduced by Sen. MARCELLINO -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the alcoholic beverage control law, in relation to manufacturers of alcohol and retail interest and licenses

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

- 1 Section 1. The opening paragraph of paragraph (a) of subdivision 1 of
2 section 101 of the alcoholic beverage control law, as amended by chapter
3 22 of the laws of 2011, is amended to read as follows:
4 Be interested directly or indirectly in any premises where any alco-
5 holic beverage is sold at retail EXCEPT THAT IT SHALL NOT BE UNLAWFUL
6 FOR A MANUFACTURER LICENSED UNDER THIS CHAPTER TO BE INTERESTED DIRECTLY
7 OR INDIRECTLY IN ANY RESTAURANT AS DEFINED IN THIS CHAPTER WHERE ALCO-
8 HOLIC BEVERAGES ARE SOLD SO LONG AS THE MANUFACTURER'S ALCOHOLIC BEVER-
9 AGE IS NOT SOLD AT SAID RESTAURANT AS DEFINED IN THIS CHAPTER; or in any
10 business devoted wholly or partially to the sale of any alcoholic bever-
11 age at retail by stock ownership, interlocking directors, mortgage or
12 lien or any personal or real property, or by any other means. The
13 provisions of this paragraph shall not apply to
14 S 2. Section 103 of the alcoholic beverage control law is amended by
15 adding a new subdivision 10 to read as follows:
16 10. ANY MANUFACTURER SHALL BE PERMITTED A RETAIL LICENSE FOR ON-PREM-
17 ISES CONSUMPTION IN ANY RESTAURANT AS DEFINED IN THIS CHAPTER WHERE
18 LIQUORS, WINES OR BEER ARE SOLD, EXCEPT THAT SAID MANUFACTURER SHALL BE
19 PROHIBITED FROM SELLING ITS PRODUCT AT SAID RESTAURANT WHERE IT HAS A
20 RETAIL LICENSE.
21 S 3. 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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