S T A T E O F N E W Y O R K

5248

2013-2014 Regular Sessions

I N S E N A T E

May 15, 2013

Introduced by Sen. MAZIARZ -- 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 delivery or transport of wine pursuant to a farm winery license

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

Section 1. Paragraph (d) of subdivision 6 of section 76-a of the alcoholic beverage control law, as amended by chapter 571 of the laws of 2008, is amended to read as follows:

(d) Deliver or transport any New York state labelled wine manufactured or produced by the licensee or any other winery or farm winery licensed pursuant to this article in any vehicle THAT IS owned, leased or hired by the licensee, AND/OR OWNED BY ANY EMPLOYEE OF THE LICENSEE PROVIDED THAT SUCH EMPLOYEE CONSENTS TO SUCH USE OF HIS OR HER VEHICLE. The New York state labelled wine can be delivered, transported or sold by the licensee to any holder of: (i) a winery or farm winery license, (ii) a license to sell alcoholic beverages for consumption on the premises, (iii) a license to sell alcoholic beverages for consumption off the premises, (iv) or any person that can receive or purchase wine from a farm winery. [The] NEITHER THE licensee [is not] NOR ANY OF ITS EMPLOYEES SHALL BE required to obtain from the liquor authority a trucking permit or pay any fees pursuant to section ninety-four of this chapter.

S 2. This act shall take effect immediately.

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

LBD10962-01-3