

762

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sen. GALLIVAN -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the alcoholic beverage control law, in relation to provisions governing the location and layout of premises of licensed retailers

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

1 Section 1. Subdivisions 2 and 10 of section 105 of the alcoholic
2 beverage control law, subdivision 2 as amended by chapter 536 of the
3 laws of 1966 and paragraph (a) of subdivision 10 as amended by chapter
4 679 of the laws of 1950, are amended to read as follows:
5 2. No premises shall be licensed to sell liquors and/or wines at
6 retail for off premises consumption, unless said premises shall be
7 located in a store, the principal entrance to which shall be CLEARLY
8 VISIBLE from [the street level] GROUND LEVEL and located on a public
9 thoroughfare in premises which may be occupied, operated or conducted
10 for business, trade or industry or on an arcade or sub-surface thorough-
11 fare leading to a railroad terminal. [There may be not more than one
12 additional entrance which shall be from the street level and located on
13 and giving access to and from a public or private parking lot or parking
14 area having space for not less than five automobiles.]
15 10. [(a)] Each retail licensee of liquor and/or wine for off-premises
16 consumption shall have conspicuously displayed within the interior of
17 the licensed premises where sales are made and where it can be readily
18 inspected by consumers a printed price list of the liquors and/or wines
19 offered for sale therein; and no liquor and/or wine shall be sold except
20 at the price set forth in such list[;
21 (b) No screen, blind, curtain, partition, article or thing shall be
22 permitted in the windows or upon the doors of such licensed premises,

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

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1 which shall prevent a clear view into the interior of such licensed
2 premises from the sidewalk, at all times; and
3 (c) No booth, screen, partition or other obstruction shall be permit-
4 ted in the interior of said licensed premises].
5 S 2. This act shall take effect immediately.