

STATE OF NEW YORK

7041

2021-2022 Regular Sessions

IN ASSEMBLY

April 21, 2021

Introduced by M. of A. PERRY -- read once and referred to the Committee on Economic Development

AN ACT to amend the alcoholic beverage control law, in relation to prohibiting the liquor authority from revoking, suspending, or canceling certain liquor licenses without a hearing

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 119 of the alcoholic beverage control law is
2 amended by adding a new subdivision 3-a to read as follows:

3 3-a. The liquor authority shall not revoke, suspend, or cancel the
4 license of a restaurant or bar that was issued a summons for a violation
5 that is unrelated to the sale or consumption of alcohol on the premises
6 of such restaurant or bar without providing the owner of such restaurant
7 or bar a hearing or other opportunity to be heard on why such license
8 should not be revoked, suspended, or canceled. If a hearing is not
9 provided to such owner within thirty days of service of such summons,
10 the liquor authority shall not take any further action to revoke,
11 suspend, or cancel such license until such summons has been adjudicated
12 in court.

13 § 2. This act shall take effect immediately and shall apply to all
14 summons issued on or after such date.

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

LBD09740-01-1