

STATE OF NEW YORK

800

2021-2022 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 6, 2021

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

AN ACT to amend the alcoholic beverage control law, in relation to conducting wine tastings on licensed premises

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

1 Section 1. Subdivision 1 of section 80 of the alcoholic beverage
2 control law, as amended by chapter 221 of the laws of 2011, is amended
3 to read as follows:

4 1. Except as otherwise provided for in this chapter, any person
5 licensed to sell wine pursuant to this article, or section sixty-three
6 ~~[or]~~, section seventy-nine or section one hundred five of this chapter,
7 shall be permitted to conduct wine tastings only upon the licensed prem-
8 ises. Wine tastings which are conducted under the auspices of an offi-
9 cial agent of a farm winery, winery, wholesaler, ~~[or]~~ importer, or
10 retailer and where such agent is physically present at all times during
11 the conduct of the tasting, then, in that event, any liability stemming
12 from a right of action resulting from a wine tasting as authorized here-
13 in, and in accordance with the provisions of sections 11-100 and 11-101
14 of the general obligations law, shall accrue to the farm winery, winery,
15 wholesaler, ~~[or]~~ importer, or retailer.

16 § 2. This act shall take effect immediately.

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

LBD01840-01-1