

4449

2009-2010 Regular Sessions

I N A S S E M B L Y

February 4, 2009

Introduced by M. of A. REILLY, BRODSKY, CANESTRARI, ABBATE, DESTITO, FIELDS, MILLMAN, COLTON, DelMONTE, CHRISTENSEN, BRADLEY, SCHROEDER -- Multi-Sponsored by -- M. of A. BRENNAN, GALEF, GOTTFRIED, JOHN, MAGEE, MAISEL, McENENY, O'DONNELL, PHEFFER, SCARBOROUGH, SWEENEY, WEISENBERG -- read once and referred to the Committee on Economic Development, Job Creation, Commerce and Industry

AN ACT to amend the alcoholic beverage control law, in relation to authorizing liquor retailers to sell or have for sale wine and spirit gift bags and gift baskets

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

1 Section 1. Subdivision 4 of section 63 of the alcoholic beverage
2 control law, as amended by chapter 603 of the laws of 1992, is amended
3 to read as follows:
4 4. No licensee under this section shall be engaged in any other busi-
5 ness on the licensed premises. The sale of lottery tickets, when duly
6 authorized and lawfully conducted, the sale of corkscrews or the sale of
7 ice or the sale of publications, including prerecorded video and/or
8 audio cassette tapes, designed to help educate consumers in their know-
9 ledge and appreciation of wine and wine products, as defined in section
10 three of this chapter, or the sale of non-carbonated, non-flavored
11 mineral waters, spring waters and drinking waters or the sale of glasses
12 designed for the consumption of wine, racks designed for the storage of
13 wine, OR THE SALE OF GIFT BAGS AND GIFT BASKETS INCLUDING, BUT NOT
14 LIMITED TO, SHOT GLASSES, SINGLE MALT SCOTCH GLASSES, GRAPPA GLASSES,
15 DECANTERS AND OTHER GLASSWARE RELATED TO THE CONSUMPTION AND ENJOYMENT
16 OF WINE AND SPIRITS and devices designed to minimize oxidation in
17 bottles of wine which have been uncorked, shall not constitute engaging
18 in another business within the meaning of this subdivision.
19 S 2. 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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