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

9965

I N A S S E M B L Y

February 19, 2010

Introduced by M. of A. P. RIVERA -- 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 prohibiting the granting of a license for the retail sale of alcohol beverages for on-premises or off-premises consumption to any premises upon which there exists a drive-up or drive-through facility

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

Section 1. Section 105 of the alcoholic beverage control law is amended by adding a new subdivision 4 to read as follows:

4. NO RETAIL LICENSE TO SELL ALCOHOLIC BEVERAGES FOR ON-PREMISES OR OFF-PREMISES CONSUMPTION SHALL BE GRANTED FOR ANY PREMISES UPON WHICH THERE EXISTS A DRIVE-UP OR DRIVE-THROUGH FACILITY.

S 2. This act shall take effect immediately, and shall apply to licenses issued or renewed on or after such date.

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

LBD15569-03-0