

1727

2009-2010 Regular Sessions

I N S E N A T E

February 5, 2009

Introduced by Sen. C. JOHNSON -- 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
conditions precedent to revocation of a license held pursuant to such
law

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

1 Section 1. Section 118 of the alcoholic beverage control law is
2 amended by adding a new subdivision 4 to read as follows:
3 4. AS USED IN THIS CHAPTER, THE EXISTENCE OF A SUSTAINED AND CONTINU-
4 ING PATTERN OF NOISE, DISTURBANCE, MISCONDUCT, OR DISORDER ON OR ABOUT
5 THE LICENSED PREMISES, RELATED TO THE OPERATION OF THE PREMISES OR THE
6 CONDUCT OF ITS PATRONS, WILL BE PRESUMED UPON THE SIXTH COMPLAINT OF
7 NOISE OR DISTURBANCE OR MISCONDUCT OR DISORDER RESPONDED TO BY POLICE
8 UNITS ON OR ABOUT THE LICENSED PREMISES OR RELATED TO THE OPERATION OF
9 THE PREMISES OR THE CONDUCT OF ITS PATRONS, IN ANY SIXTY DAY PERIOD.
10 S 2. This act shall take effect on the thirtieth day after it shall
11 have become a law.

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

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