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

2322

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

Introduced by M. of A. MAGEE, HOYT, GORDON -- Multi-Sponsored by -- M. of A. ABBATE, CAHILL, FIELDS, GALEF, GOTTFRIED, GUNTHER, KELLNER, LUPARDO, MAISEL, REILLY, SCHROEDER, 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 the custom crush production of wine

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

Section 1. Section 76 of the alcoholic beverage control law is amended by adding a new subdivision 8 to read as follows:

8. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, A WINERY LICENSED PURSUANT TO THIS SECTION MAY ENGAGE IN CUSTOM CRUSH WINE PRODUCTION ALLOWING INDIVIDUALS TO ASSIST IN THE PRODUCTION OF WINE FOR SALE FOR PERSONAL OR FAMILY USE, PROVIDED, HOWEVER, THAT (A) THE WINE MUST BE PURCHASED BY THE INDIVIDUAL ASSISTING IN THE PRODUCTION OF SUCH WINE; AND (B) THE OWNER, EMPLOYEE OR AGENT OF SUCH WINERY SHALL BE PRESENT AT ALL TIMES DURING SUCH PRODUCTION.

S 2. This act shall take effect immediately.

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

LBD03146-01-9