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

3256

2009-2010 Regular Sessions

I N  A S S E M B L Y

January 23, 2009

Introduced by M. of A. BENJAMIN -- 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 sale of alcoholic products at establishments that sell and deliver petroleum products

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

Section 1. Subdivision 4 of section 54 of the alcoholic beverage control law, as amended by chapter 503 of the laws of 1954, is amended to read as follows:

4. No such license shall be issued, however, to any person for any premises other than a grocery store, drug store, or duly licensed supply ship operating in harbors in Lake Erie; AND IN NO SUCH CASE SHALL A LICENSE BE ISSUED TO ANY ESTABLISHMENT THAT ALSO OFFERS MOTOR FUEL FOR SALE AT RETAIL.

S 2. Subdivision 2 of section 54-a of the alcoholic beverage control law, as added by chapter 235 of the laws of 1987, is amended to read as follows:

2. No such license shall be issued, however, to any person for any premises other than a grocery store, drug store, or duly licensed supply ship operating in harbors in Lake Erie; AND IN NO SUCH CASE SHALL A LICENSE BE ISSUED TO ANY ESTABLISHMENT THAT ALSO OFFERS MOTOR FUEL FOR SALE AT RETAIL.

S 3. Any license issued to an establishment prior to the effective date of this act that would constitute a violation of the provisions of this act may continue in existence until such time as the license expires. No such license shall be further renewed or otherwise extended beyond the expiration date as of the effective date of this act.

S 4. This act shall take effect on the ninetieth day after it shall have become a law.

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

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