

1864

2009-2010 Regular Sessions

I N S E N A T E

February 9, 2009

Introduced by Sen. KLEIN -- read twice and ordered printed, and when printed to be committed to the Committee on Mental Health and Developmental Disabilities

AN ACT to amend the alcoholic beverage control law, in relation to the attempt to purchase an alcoholic beverage through fraudulent means

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

1 Section 1. Paragraph (b) of subdivision 2 of section 65-b of the alco-
2 holic beverage control law, as amended by chapter 519 of the laws of
3 1999, is amended to read as follows:
4 (b) No licensee, or agent or employee of such licensee shall accept as
5 written evidence of age by any such person for the purchase of any alco-
6 holic beverage, any documentation other than: (i) a valid driver's
7 license or non-driver identification card issued by the commissioner of
8 motor vehicles, the federal government, any United States territory,
9 commonwealth or possession, the District of Columbia, a state government
10 within the United States or a provincial government of the dominion of
11 Canada, or (ii) a valid passport issued by the United States government
12 or any other country, or (iii) an identification card issued by the
13 armed forces of the United States. Upon the presentation of such driv-
14 er's license or non-driver identification card issued by a governmental
15 entity, such licensee or agent or employee thereof [may] SHALL perform a
16 transaction scan as a precondition to the sale of any alcoholic bever-
17 age. Nothing in this section shall prohibit a licensee or agent or
18 employee from performing such a transaction scan on any of the other
19 documents listed in this subdivision if such documents include a bar
20 code or magnetic strip that [that] may be scanned by a device capable of
21 deciphering any electronically readable format.
22 S 2. This act shall take effect immediately, provided, however, that
23 the amendments to paragraph (b) of subdivision 2 of section 65-b of the
24 alcoholic beverage control law made by section one of this act shall not
25 affect the expiration of such section and shall be deemed to expire
26 therewith.

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

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