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

2325

2009-2010 Regular Sessions

I N S E N A T E

February 18, 2009

Introduced by Sen. PADAVAN -- 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 the immediate suspension of the license of a premises licensed by the state liquor authority upon third reported incident in a nine month period

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

Section 1. Section 106-a of the alcoholic beverage control law is amended by adding a new subdivision 3 to read as follows:

3. WHENEVER A LICENSED PREMISES HAS THREE OR MORE REPORTED INCIDENTS AS SET FORTH IN SUBDIVISION ONE OF THIS SECTION OCCUR ADJACENT TO ITS PREMISES OR IN ITS PARKING LOT WITHIN ANY NINE MONTH PERIOD THE AUTHORITY SHALL IMMEDIATELY SUSPEND THE LICENSE OF SUCH PREMISES. THEREAFTER A HEARING MUST BE HELD AT WHICH TIME THE AUTHORITY MAY EITHER REVOKE, CANCEL OR CONTINUE THE SUSPENSION OF SUCH RETAIL LICENSE.

S 2. This act shall take effect immediately.

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

LBD07426-01-9