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

274

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. MONTESANO, McKEVITT, FINCH -- read once and referred to the Committee on Economic Development, Job Creation, Commerce and Industry

AN ACT to amend the general business law, in relation to the sale of alcoholic beverages at customer-operated point-of-sale stations

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

Section 1. The general business law is amended by adding a new section 399-eee to read as follows:

S 399-EEE. PROHIBITED SALE OF ALCOHOLIC BEVERAGES AT CUSTOMER-OPERATED POINT-OF-SALE STATIONS. 1. SALE OF ALCOHOLIC BEVERAGES BY RETAIL ESTABLISHMENTS LICENSED PURSUANT TO THE ALCOHOLIC BEVERAGE CONTROL LAW IS PROHIBITED AT CUSTOMER-OPERATED POINT-OF-SALE STATIONS.

2. FOR PURPOSES OF THIS SECTION, "CUSTOMER-OPERATED POINT-OF-SALE STATION" MEANS A SELF-SCANNING CHECKOUT WHERE CUSTOMERS PAY FOR AND BAG THEIR OWN MERCHANDISE WITHOUT INTERACTING WITH A HUMAN CASHIER.

3. VIOLATION OF THIS SECTION SHALL BE SUBJECT TO A FINE OF NO LESS THAN FIVE HUNDRED DOLLARS AND NO MORE THAN ONE THOUSAND DOLLARS.

S 2. This act shall take effect immediately.

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

LBD02292-01-1