

6485

2013-2014 Regular Sessions

I N   A S S E M B L Y

April 4, 2013

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Introduced by M. of A. COOK -- Multi-Sponsored by -- M. of A. CLARK,  
HOOPER -- read once and referred to the Committee on Economic Develop-  
ment

AN ACT to amend the alcoholic beverage control law, in relation to  
requiring retail licensees for on-premises consumption to maintain  
devices which measure blood alcohol content for optional use by  
patrons

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

1     Section 1. Section 106 of the alcoholic beverage control law is  
2     amended by adding a new subdivision 18 to read as follows:  
3     18. EACH RETAIL LICENSEE FOR ON-PREMISES CONSUMPTION SHALL KEEP AND  
4     MAINTAIN UPON THE LICENSED PREMISES A DEVICE APPROVED BY THE AUTHORITY  
5     WHICH MEASURES BLOOD ALCOHOL CONTENT. SUCH DEVICE SHALL BE LOCATED IN  
6     ANY AREA EASILY ACCESSIBLE TO PATRONS AND SHALL BE MADE AVAILABLE FOR  
7     USE BY PATRONS AT NO CHARGE.  
8     S 2. Section 109 of the alcoholic beverage control law is amended by  
9     adding a new subdivision 3 to read as follows:  
10    3. ANY RENEWAL OF A LICENSE TO SELL AT RETAIL FOR ON-PREMISES CONSUMP-  
11    TION SHALL BE ACCOMPANIED BY PROOF THAT SUCH PREMISES IS EQUIPPED WITH A  
12    DEVICE TO MEASURE BLOOD ALCOHOL CONTENT PURSUANT TO SECTION ONE HUNDRED  
13    SIX OF THIS ARTICLE.  
14    S 3. This act shall take effect on the sixtieth day after it shall  
15    have become a law, provided, however that the state liquor authority  
16    shall promulgate any rules or regulations necessary for the timely  
17    implementation of this act on or before such date.

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

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