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

7618

2013-2014 Regular Sessions

I N A S S E M B L Y

May 28, 2013

Introduced by M. of A. STECK, BRINDISI -- read once and referred to the Committee on Economic Development

AN ACT to amend the alcoholic beverage control law, in relation to police officers allowed to work in licensed premises

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

Section 1. Section 128-a of the alcoholic beverage control law, as amended by chapter 678 of the laws of 2002, is amended to read as follows:

S 128-a. Police officers allowed to work in licensed premises in certain cases. 1. Notwithstanding any inconsistent provision of law to the contrary, the authority shall promulgate such rules and regulations as may be necessary to provide that it shall not be unlawful for a police officer employed in this state, having written permission and consent from his commanding officer, to work in a premises licensed to sell beer at retail for off-premises consumption under section fifty-four of this chapter or to work solely as a security guard or director of traffic on the premises of a volunteer firefighters' organization licensed to sell beer and wine at retail pursuant to a temporary permit for on-premises consumption under section ninety-seven of this chapter.

2. NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW TO THE CONTRARY, THE AUTHORITY SHALL PROMULGATE SUCH RULES AND REGULATIONS AS MAY BE NECESSARY TO PROVIDE THAT IT SHALL NOT BE UNLAWFUL FOR ANY POLICE OFFICIAL OR SUBORDINATE OF ANY POLICE DEPARTMENT EMPLOYED IN THIS STATE, HAVING WRITTEN PERMISSION AND CONSENT FROM HIS COMMANDING OFFICER, TO SERVE AS AN OFFICER OF A FIRE COMPANY, FIRE DEPARTMENT, OR VOLUNTEER FIREFIGHTERS' ORGANIZATION LICENSED TO SELL BEER OR WINE PURSUANT TO A PERMIT ISSUED BY THE AUTHORITY.

S 2. This act shall take effect on the one hundred eightieth 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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