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

5320

2013-2014 Regular Sessions

I N S E N A T E

May 16, 2013

Introduced by Sen. MAZIARZ -- 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 licenses being confined to premises licensed

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

Section 1. Section 111 of the alcoholic beverage control law, as amended by chapter 489 of the laws of 1993, is amended to read as follows:

S 111. License to be confined to premises licensed. (A) A license issued to any person, pursuant to chapter one hundred eighty of the laws of nineteen hundred thirty-three or this chapter, for any licensed premises shall not be transferable to any other person or to any other premises or to any other part of the building containing the licensed premises except in the discretion of the authority. It shall be available only to the person therein specified, and only for the premises licensed and no other except if authorized by the authority. Provided, however, that the provisions of this section shall not be deemed to prohibit the issuance of a license under section seventy-six-b or seventy-six-c of this chapter. For the purposes of this section each railroad car and each vessel shall be deemed premises separately to be licensed.

(B) NOTWITHSTANDING ANY OF THE FOREGOING, ANY PERSON TO WHICH THE AUTHORITY ISSUES A LICENSE, PURSUANT TO CHAPTER ONE HUNDRED EIGHTY OF THE LAWS OF NINETEEN HUNDRED THIRTY-THREE OR THIS CHAPTER, FOR ANY PREMISES OPERATING AS STADIUM, ARENA OR PLACE OF ENTERTAINMENT HAVING A PERMANENT SEATING CAPACITY IN EXCESS OF FIVE THOUSAND PERSONS, IS EXPRESSLY AUTHORIZED TO SHARE GROSS REVENUES DERIVED FROM THE SALE OF ALCOHOLIC BEVERAGES AT SUCH STADIUM, ARENA OR PLACE OF ENTERTAINMENT WITH THE OWNER OR OPERATOR OF THE PREMISES, PROVIDED THAT SUCH STADIUM, ARENA OR PLACE OF ENTERTAINMENT IS LOCATED ON REAL PROPERTY OWNED BY THE STATE OF NEW YORK OR A POLITICAL SUBDIVISION THEREOF.

S 2. This act shall take effect immediately.

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

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