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

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7166

2013-2014 Regular Sessions

I N   A S S E M B L Y

May 3, 2013
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Introduced by M. of A. SCHIMMINGER, GALEF, ROBERTS -- Multi-Sponsored by
    -- M. of A. ABBATE, BRAUNSTEIN, COOK, WEINSTEIN -- read once and
    referred to the Committee on Economic Development

AN ACT to amend the alcoholic beverage control law, in relation to
    providing that no retail licensee for on-premises consumption shall
    intentionally adulterate, dilute or fortify the contents of any
    container of alcoholic beverages

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

 1   Section 1. Paragraph (a) of subdivision 2 of section 106 of the alco-
 2 holic beverage control law, as amended by chapter 512 of the laws of
 3 2000, is amended to read as follows:
 4   (a) No retail licensee for on-premises consumption, except corpo-
 5 rations operating railroad cars or aircraft being operated on regularly
 6 scheduled flights by a United States certificated airline or persons or
 7 corporations operating a hotel, as defined in subdivision fourteen of
 8 section three of this chapter, for exclusive use in the furnishing of
 9 room service in the manner prescribed by rule or regulation of the state
10 liquor authority, shall keep upon the licensed premises any liquors
11 and/or wines in any cask, barrel, keg, hogshead or other container,
12 except in the original sealed package as received from the manufacturer
13 or wholesaler. Such containers shall have affixed thereto such labels as
14 may be required by the rules of the liquor authority, together with all
15 necessary federal revenue and New York state excise stamps as required
16 by law. No retail licensee for on-premises consumption shall reuse,
17 refill, tamper with, INTENTIONALLY adulterate, dilute or fortify the
18 contents of any container of alcoholic beverages as received from the
19 manufacturer or wholesaler.
20   S 2. This act shall take effect immediately.

    EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
                        [ ] is old law to be omitted.
                                                            LBD02150-01-3