

2451

2015-2016 Regular Sessions

I N A S S E M B L Y

January 16, 2015

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

AN ACT to amend the alcoholic beverage control law, in relation to
delivery or transport of wine pursuant to a farm winery license

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

1 Section 1. Paragraph (d) of subdivision 6 of section 76-a of the alco-
2 holic beverage control law, as amended by chapter 571 of the laws of
3 2008, is amended to read as follows:
4 (d) Deliver or transport any New York state labelled wine manufactured
5 or produced by the licensee or any other winery or farm winery licensed
6 pursuant to this article in any vehicle THAT IS owned, leased or hired
7 by the licensee, AND/OR OWNED BY ANY EMPLOYEE OF THE LICENSEE PROVIDED
8 THAT SUCH EMPLOYEE CONSENTS TO SUCH USE OF HIS OR HER VEHICLE. The New
9 York state labelled wine can be delivered, transported or sold by the
10 licensee to any holder of: (i) a winery or farm winery license, (ii) a
11 license to sell alcoholic beverages for consumption on the premises,
12 (iii) a license to sell alcoholic beverages for consumption off the
13 premises, (iv) or any person that can receive or purchase wine from a
14 farm winery. [The] NEITHER THE licensee [is not] NOR ANY OF ITS EMPLOY-
15 EES SHALL BE required to obtain from the liquor authority a trucking
16 permit or pay any fees pursuant to section ninety-four of this chapter.
17 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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