

6832

2015-2016 Regular Sessions

I N   A S S E M B L Y

April 6, 2015

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Introduced by M. of A. CRESPO -- read once and referred to the Committee  
on Cities

AN ACT to amend the administrative code of the city of New York, in  
relation to the licensing of establishments providing adult enter-  
tainment

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

1     Section 1. Subdivision 3 of section 20-359 of the administrative code  
2     of the city of New York, as amended by local law number 34 of the city  
3     of New York for the year 1986, is amended to read as follows:  
4     3. "Cabaret." (A) CLASS A CABARET: Any room, place or space in the  
5     city in which any musical entertainment, singing, dancing or other form  
6     of amusement is permitted in connection with the restaurant business or  
7     the business of directly or indirectly selling to the public food or  
8     drink, except eating or drinking places, which provide incidental  
9     musical entertainment, without dancing, either by mechanical devices, or  
10    by not more than three persons.  
11    (B) CLASS B CABARET: ANY ROOM, PLACE OR SPACE IN THE CITY, WHICH IS  
12    NOT LICENSED TO SELL ALCOHOLIC BEVERAGES, IN WHICH ANY ENTERTAINMENT OR  
13    OTHER FORM OF AMUSEMENT IS PERMITTED IN CONNECTION WITH A BUSINESS WHEN  
14    SUCH ENTERTAINMENT OR AMUSEMENT INCLUDES (I) ANY LEWD OR INDECENT  
15    CONDUCT PERFORMED BY ANY PERSON EMPLOYED BY, INDEPENDENT CONTRACTOR OF  
16    OR PATRON OF SUCH BUSINESS, OR (II) ANY PERSON EMPLOYED BY, INDEPENDENT  
17    CONTRACTOR OF OR PATRON OF SUCH BUSINESS APPEARING UNCLOTHED OR IN SUCH  
18    MANNER OR ATTIRE AS TO EXPOSE TO VIEW ANY PORTION OF THE PUBIC HAIR,  
19    ANUS, VULVA, GENITALS, AREOLA OR ANY SIMULATION THEREOF.  
20    S 2. The administrative code of the city of New York is amended by  
21    adding a new section 20-359.1 to read as follows:  
22    S 20-359.1 CLASS B CABARETS. THE DEPARTMENT SHALL ESTABLISH A SPECIFIC  
23    LICENSE FOR CLASS B CABARETS, WHICH SHALL BE ISSUED PURSUANT TO THIS  
24    SUBCHAPTER. EVERY CLASS B CABARET SHALL BE SUBJECT TO ALL PROVISIONS OF

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

LBD03955-01-5

1 THIS SUBCHAPTER, ANY OTHER PROVISIONS OF THIS CODE RELATING TO CABARETS  
2 AND THE RULES AND REGULATIONS OF THE DEPARTMENT ESTABLISHED IN SUBCHAP-  
3 TER T OF CHAPTER TWO OF TITLE SIX OF THE RULES OF THE CITY OF NEW YORK.  
4 FURTHERMORE, EVERY APPLICATION FOR ISSUANCE OR RENEWAL OF A LICENSE FOR  
5 A CLASS B CABARET SHALL BE SUBJECT TO THE PROVISIONS OF SECTION 2-204 OF  
6 SUCH SUBCHAPTER T.  
7 S 3. This act shall take effect on the ninetieth day after it shall  
8 have become a law; provided, however, that effective immediately, the  
9 addition, amendment and/or repeal of any rule or regulation necessary  
10 for the implementation of this act on its effective date are authorized  
11 and directed to be made and completed on or before such effective date.