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

8056

2015-2016 Regular Sessions

I N A S S E M B L Y

June 5, 2015

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

AN ACT to amend the alcoholic beverage control law, in relation to allowing licenses to sell liquor at retail for consumption off premises for real property owned or controlled by the state

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

Section 1. Section 63 of the alcoholic beverage control law is amended by adding a new subdivision 7 to read as follows:

7. FOR ANY PREMISES LOCATED ON REAL PROPERTY OWNED OR CONTROLLED BY THE STATE OF NEW YORK, ANY POLITICAL SUBDIVISION THEREOF, OR ANY BI-STATE AGENCY OF WHICH THE STATE OF NEW YORK IS A PARTY, AND WHERE SUCH PROPERTY IS LOCATED WITHIN OR ON ANY AIRPORT, RAILROAD STATION, LODGING FACILITY OR, IN THE DISCRETION OF THE AUTHORITY, ANY OTHER SUCH SIMILAR PROPERTY OR FACILITY SO OWNED OR CONTROLLED BY THE STATE OF NEW YORK, ANY POLITICAL SUBDIVISION THEREOF, OR ANY BI-STATE AGENCY OF WHICH THE STATE OF NEW YORK IS A PARTY, SUBDIVISIONS FOUR AND FIVE OF THIS SECTION SHALL NOT APPLY AND THAT THE LICENSE PRIVILEGE SHALL INCLUDE THE SALE OF MALT BEVERAGES AND CIDER, PROVIDED THAT ALL ALCOHOLIC BEVERAGE PRODUCTS BEING SOLD AT SUCH PREMISES ARE NEW YORK LABELED WINE, LIQUOR, BEER AND CIDER AS DEFINED BY SECTION THREE OF THIS CHAPTER.

S 2. Subdivision 2 of section 105 of the alcoholic beverage control law, as amended by chapter 536 of the laws of 1966, is amended to read as follows:

2. No premises shall be licensed to sell liquors and/or wines at retail for off premises consumption, unless said premises shall be located in a store, the principal entrance to which shall be from the street level and located on a public thoroughfare in premises which may be occupied, operated or conducted for business, trade or industry or on an arcade or sub-surface thoroughfare leading to a railroad terminal. There may be not more than one additional entrance which shall be from

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

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the street level and located on and giving access to and from a public or private parking lot or parking area having space for not less than five automobiles. THIS SUBDIVISION SHALL NOT APPLY TO PREMISES LICENSED PURSUANT TO SUBDIVISION SEVEN OF SECTION SIXTY-THREE OF THIS CHAPTER.

S 3. This act shall take effect immediately.