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

5674

2015-2016 Regular Sessions

I N S E N A T E

May 27, 2015

Introduced by Sen. SEWARD -- 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 charity sponsored events

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

Section 1. Subdivision 6 of section 106 of the alcoholic beverage control law, as amended by chapter 919 of the laws of 1986, is amended to read as follows:

6. No person licensed to sell alcoholic beverages shall suffer or permit any gambling on the licensed premises, or suffer or permit such premises to become disorderly. The use of the licensed premises, or any part thereof, for the sale of lottery tickets, playing of bingo or games of chance, [or] as a simulcast facility or simulcast theater pursuant to the racing, pari-mutuel wagering and breeding law, OR FOR THE SALE OF TICKETS RELATED TO A CHARITY SPONSORED EVENT NOT TAKING PLACE ON THE PREMISES OF THE LICENSEE, when duly authorized and lawfully conducted thereon, shall not constitute gambling within the meaning of this subdivision. IN THE CASE OF A CHARITY SPONSORED EVENT, THE LICENSEE SHALL BE PERMITTED TWO SUCH EVENTS ANNUALLY, AND THE LICENSEE SHALL NOTIFY THE AUTHORITY OF SUCH EVENT THIRTY DAYS PRIOR TO THE SALE OF ANY SUCH TICKETS. FOR PURPOSES OF THIS SUBDIVISION, CHARITABLE ORGANIZATION SHALL MEAN A CHARITY ORGANIZED UNDER THE NON-PROFIT OR NOT-FOR-PROFIT LAWS OF THIS STATE, AND POSSESSING A FEDERAL TAX EXEMPTION UNDER SECTION 501(C) OF THE INTERNAL REVENUE CODE OF THE UNITED STATES.

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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