

5674

2015-2016 Regular Sessions

I N   S E N A T E

May 27, 2015

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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:

1     Section 1. Subdivision 6 of section 106 of the alcoholic beverage  
2 control law, as amended by chapter 919 of the laws of 1986, is amended  
3 to read as follows:  
4     6. No person licensed to sell alcoholic beverages shall suffer or  
5 permit any gambling on the licensed premises, or suffer or permit such  
6 premises to become disorderly. The use of the licensed premises, or any  
7 part thereof, for the sale of lottery tickets, playing of bingo or games  
8 of chance, [or] as a simulcast facility or simulcast theater pursuant to  
9 the racing, pari-mutuel wagering and breeding law, OR FOR THE SALE OF  
10 TICKETS RELATED TO A CHARITY SPONSORED EVENT NOT TAKING PLACE ON THE  
11 PREMISES OF THE LICENSEE, when duly authorized and lawfully conducted  
12 thereon, shall not constitute gambling within the meaning of this subdivi-  
13 sion. IN THE CASE OF A CHARITY SPONSORED EVENT, THE LICENSEE SHALL BE  
14 PERMITTED TWO SUCH EVENTS ANNUALLY, AND THE LICENSEE SHALL NOTIFY THE  
15 AUTHORITY OF SUCH EVENT THIRTY DAYS PRIOR TO THE SALE OF ANY SUCH TICK-  
16 ETS. FOR PURPOSES OF THIS SUBDIVISION, CHARITABLE ORGANIZATION SHALL  
17 MEAN A CHARITY ORGANIZED UNDER THE NON-PROFIT OR NOT-FOR-PROFIT LAWS OF  
18 THIS STATE, AND POSSESSING A FEDERAL TAX EXEMPTION UNDER SECTION 501(C)  
19 OF THE INTERNAL REVENUE CODE OF THE UNITED STATES.  
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.

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