

8204

I N S E N A T E

October 12, 2016

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the alcoholic beverage control law, in relation to distiller's licenses

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

1 Section 1. Subparagraphs (v), (vi) and (vii) of paragraph (a) of
2 subdivision 2-c of section 61 of the alcoholic beverage control law, as
3 amended by chapter 384 of the laws of 2013, are amended to read as
4 follows:

5 (v) To conduct tastings of and sell at retail for consumption off the
6 premises New York state [labelled] LABELED beer manufactured by a
7 licensed brewer or licensed farm brewery;

8 (vi) To conduct tastings of and sell at retail for consumption off the
9 premises New York state [labelled] LABELED cider manufactured by a
10 licensed brewer, licensed farm brewery, licensed farm winery, licensed
11 cider producer or licensed farm cidery; and

12 (vii) To conduct tastings of and sell at retail for consumption off
13 the premises New York state [labelled] LABELED wine manufactured by a
14 licensed winery or licensed farm winery.

15 S 2. Subparagraph (i) of paragraph (e) of subdivision 2-c of section
16 61 of the alcoholic beverage control law, as amended by chapter 431 of
17 the laws of 2014, is amended to read as follows:

18 (i) sell at retail for consumption on the licensed premises, any
19 [liquor manufactured by the licensee or any] New York state labeled
20 [liquor] ALCOHOLIC BEVERAGE. Provided, however, the licensee shall regu-
21 larly keep food available for sale or service to its retail customers
22 for consumption on the premises. A licensee providing the following
23 shall be deemed in compliance with this provision: sandwiches, soups or
24 other such foods, whether fresh, processed, pre-cooked or frozen; and/or
25 food items intended to compliment the tasting of alcoholic beverages,
26 which shall mean a diversified selection of food that is ordinarily
27 consumed without the use of tableware and can be conveniently consumed
28 while standing or walking, including but not limited to: cheese, fruits,

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

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1 vegetables, chocolates, breads, mustards and crackers. All of the
2 provisions of this chapter relative to licenses to sell liquor at retail
3 for consumption on the premises shall apply so far as applicable to such
4 licensee; and

5 S 3. This act shall take effect immediately.