

STATE OF NEW YORK

4230

2017-2018 Regular Sessions

IN ASSEMBLY

February 1, 2017

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

AN ACT to amend the alcoholic beverage control law, in relation to delivery or transport of wine pursuant to a farm winery license

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (d) of subdivision 6 of section 76-a of the alcoholic beverage control law, as amended by chapter 571 of the laws of 2008, is amended to read as follows:

2 (d) Deliver or transport any New York state labelled wine manufactured
3 or produced by the licensee or any other winery or farm winery licensed
4 pursuant to this article in any vehicle that is owned, leased or hired
5 by the licensee, and/or owned by any employee of the licensee provided
6 that such employee consents to such use of his or her vehicle. The New
7 York state labelled wine can be delivered, transported or sold by the
8 licensee to any holder of: (i) a winery or farm winery license, (ii) a
9 license to sell alcoholic beverages for consumption on the premises,
10 (iii) a license to sell alcoholic beverages for consumption off the
11 premises, (iv) or any person that can receive or purchase wine from a
12 farm winery. ~~[The]~~ Neither the licensee ~~[is not]~~ nor any of its employ-
13 ees shall be required to obtain from the liquor authority a trucking
14 permit or pay any fees pursuant to section ninety-four of this chapter.

15 § 2. This act shall take effect immediately.

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

LBD04180-01-7