

STATE OF NEW YORK

7594

2017-2018 Regular Sessions

IN ASSEMBLY

May 3, 2017

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

AN ACT to amend the alcoholic beverage control law, in relation to koji

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

1 Section 1. Subdivision 3 of section 81 of the alcoholic beverage
2 control law, as amended by chapter 627 of the laws of 2002, is amended
3 to read as follows:

4 3. Such license shall in form and in substance be a license to the
5 person specifically licensed to sell wine at retail, to be consumed upon
6 the premises. Such license shall also be deemed to include a license to
7 sell beer ~~[and]~~, soju and koji based distilled spirits at retail to be
8 consumed under the same terms and conditions without the payment of any
9 additional fee. For the purposes of this subdivision, "soju" shall mean
10 an imported Korean alcoholic beverage that contains not more than twenty-
11 four per centum alcohol, by volume, and is derived from agricultural
12 products, and "koji based distilled spirits" shall mean any spirit,
13 produced by a holder of a class D distiller's license, at or lower than
14 twenty-four percent alcohol by volume, in which aspergillus oryzae, a
15 filamentous fungus, is utilized in the saccharification in the
16 production of the mash used to produce the spirit, and which has not
17 used germinated cereal grains that have been dried in a process known as
18 malting for starch conservation.

19 § 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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