STATE OF NEW YORK

4973

2019-2020 Regular Sessions

IN ASSEMBLY

February 6, 2019

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

AN ACT to amend the tax law and the alcoholic beverage control law, in relation to penalties for violations relating to the sale of cigarettes and tobacco products

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

Section 1. Paragraph 2 of subdivision h of section 1607 of the tax law, as amended by chapter 162 of the laws of 2002, is amended and a new paragraph 3 is added to read as follows:

2. A license shall be revoked for [~~one year~~] three years upon notification to the division by the commissioner of health of a lottery sales agent's [~~fourth~~] second violation of article thirteen-F of the public health law, or a second violation of section eighteen hundred fourteen of this chapter, within a [~~three~~] five year period.

3. The division must revoke a license for a minimum of three years for a second suspension or any revocation of a retail license pursuant to section four hundred eighty-a of this chapter.

§ 2. Section 119 of the alcoholic beverage control law is amended by adding a new subdivision 6 to read as follows:

6. The liquor authority must revoke a retail license or permit for sale at a premises licensed upon notification to the liquor authority by the commissioner of taxation and finance of a revocation of a license to sell cigarettes or tobacco products pursuant to section four hundred eighty-a of the tax law.

§ 3. 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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