STATE OF NEW YORK

30

2021-2022 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 6, 2021

Introduced by M. of A. GOTTFRIED, COOK, GLICK, GALEF, WEPRIN -- Multi-Sponsored by -- M. of A. COLTON, CYMBROWITZ, DINOWITZ, PAULIN, L. ROSENTHAL, ROZIC -- read once and referred to the Committee on Economic Development

AN ACT to amend the alcoholic beverage control law, in relation to authorizing the imposition of certain terms and conditions as part of certain licenses for on-premises consumption

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

Section 1. Section 55 of the alcoholic beverage control law is amended by adding a new subdivision 4 to read as follows:

4. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with public convenience and advantage. Prior to including terms and conditions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority.

11 § 2. Section 55-a of the alcoholic beverage control law is amended by 12 adding a new subdivision 3 to read as follows:

3. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with public convenience and advantage. Prior to including terms and conditions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable

20 provisions of this chapter or regulations of the authority.

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

LBD00151-01-1

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1	§ 3. Section 64 of the alcoholic beverage control law is amended by
2	adding a new subdivision 10 to read as follows:
3	10. The authority may include, as part of a license under this
4	section, terms and conditions for the purpose of assuring that the
5	licensed premises are operated in accordance with applicable law and
6	consistent with the public interest. Prior to including terms and condi-
7	tions in a license, the authority shall consult with the applicant and
8	any party entitled to receive notice of the application. The terms and
9	conditions shall be legally enforceable in the same manner as applicable
10	provisions of this chapter or regulations of the authority.
11	§ 4. Section 64-a of the alcoholic beverage control law is amended by
12	adding a new subdivision 5-a to read as follows:
13	5-a. The authority may include, as part of a license under this
14	section, terms and conditions for the purpose of assuring that the
15	licensed premises are operated in accordance with applicable law and
16	consistent with the public interest. Prior to including terms and condi-
17	tions in a license, the authority shall consult with the applicant and
18	any party entitled to receive notice of the application. The terms and
19	conditions shall be legally enforceable in the same manner as applicable
20	provisions of this chapter or regulations of the authority.
21	§ 5. Section 64-b of the alcoholic beverage control law is amended by
22	adding a new subdivision 5-a to read as follows:
23	<u>5-a. The authority may include, as part of a license under this</u>
24	section, terms and conditions for the purpose of assuring that the
25	licensed premises are operated in accordance with applicable law and
26	consistent with the public interest. Prior to including terms and condi-
20 27	tions in a license, the authority shall consult with the applicant and
28	any party entitled to receive notice of the application. The terms and
29	conditions shall be legally enforceable in the same manner as applicable
30	provisions of this chapter or regulations of the authority.
31	§ 6. Section 64-c of the alcoholic beverage control law is amended by
32	adding a new subdivision 5-a to read as follows:
33	<u>5-a. The authority may include, as part of a license under this</u>
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34	
34 35	section, terms and conditions for the purpose of assuring that the
35	section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and
35 36	section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi-
35 36 37	section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and
35 36 37 38	section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and
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35 36 37 38 39 40 41	section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by
35 36 37 38 39 40 41 42	section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows:
35 36 37 38 39 40 41 42 43	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: <u>5-a. The authority may include, as part of a license under this</u></pre>
35 36 37 38 39 40 41 42 43 44	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: 5-a. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the</pre>
35 36 37 38 39 40 41 42 43 44 45	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: 5-a. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and</pre>
35 36 37 38 39 40 41 42 43 44 45 46	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: 5-a. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi-</pre>
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35 37 38 39 40 41 42 43 445 467 489 50	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: 5-a. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority.</pre>
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35 36 37 39 40 41 42 43 44 45 46 47 48 50 51 52	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: 5-a. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 8. Section 81 of the alcoholic beverage control law is amended by adding a new subdivision 5 to read as follows:</pre>
35 36 37 39 40 41 423 445 46 47 49 51 52 53	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: 5-a. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 8. Section 81 of the alcoholic beverage control law is amended by adding a new subdivision 5 to read as follows: 5. The authority may include, as part of a license under this section,</pre>
35 36 37 39 41 423 445 467 490 5123 53 54	<pre>section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 7. Section 64-d of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows: 5-a. The authority may include, as part of a license under this section, terms and conditions for the purpose of assuring that the licensed premises are operated in accordance with applicable law and consistent with the public interest. Prior to including terms and condi- tions in a license, the authority shall consult with the applicant and any party entitled to receive notice of the application. The terms and conditions shall be legally enforceable in the same manner as applicable provisions of this chapter or regulations of the authority. § 8. Section 81 of the alcoholic beverage control law is amended by adding a new subdivision 5 to read as follows: 5. The authority may include, as part of a license under this section, terms and conditions for the purpose of the authority.</pre>
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1	tions in a license, the authority shall consult with the applicant and
2	any party entitled to receive notice of the application. The terms and
3	conditions shall be legally enforceable in the same manner as applicable
4	provisions of this chapter or regulations of the authority.
5	§ 9. Section 81-a of the alcoholic beverage control law is amended by
6	adding a new subdivision 5 to read as follows:
7	5. The authority may include, as part of a license under this section,
8	terms and conditions for the purpose of assuring that the licensed prem-
9	ises are operated in accordance with applicable law and consistent with
10	public convenience and advantage. Prior to including terms and condi-
11	tions in a license, the authority shall consult with the applicant and
12	any party entitled to receive notice of the application. The terms and
13	conditions shall be legally enforceable in the same manner as applicable
14	provisions of this chapter or regulations of the authority.