

# STATE OF NEW YORK

3999--A

2021-2022 Regular Sessions

## IN SENATE

February 1, 2021

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the alcoholic beverage control law, in relation to making certain liquor license fees payable in installments; and providing for the repeal of certain provisions upon the expiration thereof

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

1 Section 1. Section 67 of the alcoholic beverage control law, as  
2 amended by section 4 of part Z of chapter 85 of the laws of 2002, is  
3 amended to read as follows:

4 § 67. License fees, duration of licenses; fee for part of year.  
5 [~~Effective April first, nineteen hundred eighty-three, licenses~~] 1.  
6 Licenses issued pursuant to sections sixty-one, sixty-two[~~7~~] and sixty-  
7 three[~~7, sixty-four, sixty-four-a and sixty-four-b~~] of this article shall  
8 be effective for three years at three times that annual fee, except  
9 that, in implementing the purposes of this [~~section~~] subdivision, the  
10 liquor authority shall schedule the commencement dates, duration and  
11 expiration dates thereof to provide for an equal cycle of license  
12 renewals issued under each such section through the course of the fiscal  
13 year. [~~Effective December first, nineteen hundred ninety-eight,~~  
14 ~~licenses~~]

15 2. Licenses issued pursuant to sections sixty-four, sixty-four-a  
16 [~~and~~], sixty-four-b, sixty-four-c and sixty-four-d of this article shall  
17 be effective for two years at two times that annual fee established in  
18 such sections, except that, in implementing the purposes of this  
19 [~~section~~] subdivision, the liquor authority shall schedule the commence-  
20 ment dates, duration and expiration dates thereof to provide for an  
21 equal cycle of license renewals issued under each such section through

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

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1 the course of the fiscal year. Notwithstanding the foregoing, [~~commene-~~  
2 ~~ing on December first, nineteen hundred ninety-eight and concluding on~~  
3 ~~July thirty-first, two thousand two,~~] a licensee issued a license pursu-  
4 ant to section sixty-four, sixty-four-a [~~ex~~], sixty-four-b, sixty-four-c  
5 or sixty-four-d of this article may elect to remit the fee for such  
6 license in equal annual installments. Such installments shall be due on  
7 dates established by the liquor authority and the failure of a licensee  
8 to have remitted such annual installments after a due date shall be a  
9 violation of this chapter.

10 2-a. For all renewals of licenses issued pursuant to this section, the  
11 fee shall be discounted by fifty percent.

12 3. For licenses issued for less than the three-year licensing period,  
13 the license fee shall be levied on a pro-rated basis. The entire license  
14 fee shall be due and payable at the time of application.

15 4. The liquor authority may make such rules as shall be appropriate to  
16 carry out the purpose of this section.

17 § 2. This act shall take effect immediately and apply to licenses  
18 issued or renewed on or after such date; provided, however, that subdi-  
19 vision 2-a of section 67 of the alcoholic beverage control law, as added  
20 by section one of this act, shall expire and be deemed repealed December  
21 31, 2021.