

# STATE OF NEW YORK

7478

2021-2022 Regular Sessions

## IN SENATE

October 27, 2021

Introduced by Sen. REICHLIN-MELNICK -- read twice and ordered printed,  
and when printed to be committed to the Committee on Rules

AN ACT to amend the general business law, in relation to authorizing  
minors to operate temporary businesses without certain licenses or  
permits

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

1 Section 1. The general business law is amended by adding a new section  
2 398-g to read as follows:

3 § 398-g. Temporary businesses operated by minors. 1. For the purposes  
4 of this section:

5 (a) "Minor" shall mean an individual under the age of eighteen.

6 (b) "Temporary business" shall mean any business that operates for  
7 less than thirty days and generates less than five thousand dollars in  
8 profit in a calendar year.

9 2. Notwithstanding any other provision of law, rule or regulation to  
10 the contrary, a minor shall not be required to obtain any permit or  
11 license, other than a license required by article five, six, six-C,  
12 six-D, seven, eight-B, eleven, fourteen, twenty-seven, twenty-seven-A,  
13 twenty-eight, twenty-nine-A, thirty-five-C or forty-one of this chapter  
14 or a professional license required by the education law or the public  
15 health law, to operate a temporary business.

16 3. The local governing body or the local law enforcement agency of the  
17 city, town, or village in which the minor operated temporary business is  
18 located may require such minor to move the location of such temporary  
19 business if such location is determined to pose a substantial risk to  
20 the health and safety of such minor or of the general public.

21 § 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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