

STATE OF NEW YORK

1381--A

2021-2022 Regular Sessions

IN ASSEMBLY

January 8, 2021

Introduced by M. of A. CARROLL, SIMON, TAYLOR -- read once and referred to the Committee on Economic Development -- 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 permitting the possession and consumption of alcoholic beverages in a public place; and to repeal section 10-125 of the administrative code of the city of New York relating to the consumption of alcohol on streets

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

1 Section 1. The alcoholic beverage control law is amended by adding a
2 new section 132 to read as follows:

3 § 132. Consumption of alcoholic beverages in a public place. 1. For
4 the purposes of this section, "public place" shall mean a place to which
5 the public or a substantial group of persons has access including, but
6 not limited to any sidewalk, parking area, shopping area, place of
7 amusement, playground, park or beach.

8 2. No municipality shall prohibit a person twenty-one years of age or
9 older from possessing an alcoholic beverage in an open container in a
10 public place and from consuming an alcoholic beverage in a public place,
11 except as prohibited in section one thousand two hundred twenty-seven of
12 the vehicle and traffic law.

13 § 2. Section 10-125 of the administrative code of the city of New York
14 is REPEALED.

15 § 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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