

STATE OF NEW YORK

3999

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

AN ACT to amend the alcoholic beverage control law, in relation to making certain liquor license fees payable in installments

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~~] the amount of the annual
18 fee established in such sections, except that, in implementing the
19 purposes of this [~~section~~] subdivision, the liquor authority shall sche-
20 dule the commencement dates, duration and expiration dates thereof to
21 provide for an equal cycle of license renewals issued under each such
22 section through the course of the fiscal year. Notwithstanding the fore-
23 going, [~~commencing on December first, nineteen hundred ninety-eight and~~
24 ~~concluding on July thirty-first, two thousand two,~~] a licensee issued a

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

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1 license pursuant to section sixty-four, sixty-four-a ~~[64]~~, sixty-four-b,
2 sixty-four-c or sixty-four-d of this article may elect to remit the fee
3 for such license in equal annual installments. Such installments shall
4 be due on dates established by the liquor authority and the failure of a
5 licensee to have remitted such annual installments after a due date
6 shall be a violation of this chapter.

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

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

12 § 2. This act shall take effect immediately and apply to licenses
13 issued or renewed on or after such date.