STATE OF NEW YORK

7309

2021-2022 Regular Sessions

IN SENATE

July 28, 2021

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

AN ACT to direct the state comptroller to study fines and fees issued in the city of New York by the state liquor authority to establishments selling alcohol for consumption on the premises during the COVID-19 state disaster emergency; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. 1. The state comptroller shall conduct a study of fines and fees issued in the city of New York by the state liquor authority to establishments selling alcohol for consumption on the premises during the COVID-19 state disaster emergency.

2. For the purposes of this act:

(a) "COVID-19 state disaster emergency" shall mean the time period during which executive order 202 of 2020 was in effect, beginning on March 7, 2020 and ending on June 25, 2021.

(b) "Fine or fee" shall mean any monetary or regulatory punishment issued by the state liquor authority, including the suspension or revocation of a liquor license, for a violation of any executive order or orders issued by the governor during the COVID-19 state disaster emergency.

(c) "Racial demographics" shall mean the total percentage of people identifying as a racial or ethnic minority, and the percentage of people identifying as a non-racial or ethnic minority.

(d) "Racial or ethnic minority" shall mean any individual identifying as one or more of the following: Black or African-American, Asian or Pacific Islander, or Hispanic or Latino.

(e) "Non-racial or ethnic minority" shall mean any individual identifying as White and not identifying as any racial or ethnic minority.

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

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3. Such study shall examine, at a minimum, the following in each of the five boroughs in the city of New York:

(a) the total racial demographics of owners of establishments selling alcohol for consumption on the premises;

(b) the number and total dollar amount of fines or fees issued to establishments owned by a racial or ethnic minority; and

(c) the number and total dollar amount of fines or fees issued to establishments owned by a non-racial or ethnic minority.

4. The state liquor authority shall cooperate with the state comptroller to ensure that the state comptroller is able to fulfill the requirements of this study.

5. The study shall be completed and a report with any recommendations shall be submitted to the governor, the temporary president of the senate, and the speaker of the assembly within eight months of the effective date of this act.

§ 2. This act shall take effect immediately and shall expire and be deemed repealed 1 year after such date.