STATE OF NEW YORK

7707

IN SENATE

January 7, 2022

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

AN ACT to amend the alcoholic beverage control law, in relation to license applications

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

Section 1. Subdivisions 2, 3 and 4 of section 110-c of the alcoholic beverage control law, as added by a chapter of the laws of 2021 amending the alcoholic beverage control law relating to license and permit applications, as proposed in legislative bills numbers S. 5764 and A. 597, are amended to read as follows:

2. The authority shall make available to the public on its [~~public~~] website a daily updated list **or lists** of all [~~open~~] **pending** license [~~and permit~~] applications [~~received by the authority, in the order that they are received~~]. Such list shall [~~utilize~~] **include** the serial, certificate or other identifying number assigned by the authority[~~, as provided by subdivision one of section one hundred fourteen-a of this article, to provide the applicant with information on the status of their application's review. Such list on the authority's public website shall include, but not be limited to, the following information:~~]**; the status of the application;** the name [~~and~~] **of the applicant; the** complete address**, including county,** of the [~~applicant~~] **applied for premises**; [~~the county of the applicant;~~] the license type and class the applicant is seeking; the date such application [~~has been~~] **was** received [~~and if any license or permit fee has been paid~~]; based on the date submitted, an estimated timeframe, [~~in weeks~~] **specified as a date**, for [~~an application final~~] **a** determination **on the application. For any unreasonable delay that is caused solely by an action of the authority, this timeframe will be updated**; [~~if the initial timeframe needs to be revised, then modified timeframe going forward shall be posted and denoted in the same manner; and~~] if the authority has issued any temporary permit [~~or license~~] for the [~~applicant's~~] premises **related to the current application**; and the final date of an applications determination.

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

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3. The authority shall maintain a record of the number of licenses [~~or permits~~] applied for and the length of time required for the approval or denial of such licenses [~~or permits~~] on its public website. Such records shall be updated at least monthly by the authority.

4. [~~If an applicant's estimated time for a final application determination is modified from the original estimate as provided for in subdivision one of section one hundred fourteen-a of this article, then the authority shall immediately notify the applicant~~] **The authority shall, where feasible and resources permitting, develop or cause to be developed up-grades to their information technology systems that will enable greater transparency for applicants with respect to their application status and estimated processing times for final determination on a license application**.

§ 2. Subdivision 1 of section 114-a of the alcoholic beverage control law, as added by a chapter of the laws of 2021 amending the alcoholic beverage control law relating to license and permit applications, as proposed in legislative bills numbers S. 5764 and A. 597, is amended to read as follows:

1. The authority upon [~~acceptance of any payment by an applicant for a license or permit issued under this chapter~~] **receiving an application and appropriate payment** shall [~~furnish such~~]**, to the extent practicable, provide the** applicant with a receipt within [~~fifteen~~] **twenty-five business** days [~~indicating that the appropriate license or permit fee has been accepted and paid in full~~]. Such receipt shall include the date of acceptance of such [~~license or permit~~] application [~~fee~~] as well as an estimated length of time[~~, based on an initial review of the application for a license or permit,~~] necessary for the authority to review and [~~process~~] **make a determination on** such application [~~as required for the approval or denial of such license or permit~~]. Such receipt shall include a unique serial, certification or other identifying number [~~to be assigned by the authority to the applicant for queries about such license or permit application status~~].

§ 3. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2021 amending the alcoholic beverage control law relating to license and permit applications, as proposed in legislative bills numbers S. 5764 and A. 597, takes effect.