STATE OF NEW YORK

4742--A

Cal. No. 488

2023-2024 Regular Sessions

IN SENATE

February 14, 2023

Introduced by Sen. COONEY -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the alcoholic beverage control law, in relation to authorizing special permits to remain open during certain hours of the morning

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

Section 1. Subdivision 1 of section 99 of the alcoholic beverage control law, as amended by section 22 of part Z of chapter 85 of the laws of 2002, is amended to read as follows:

1. Any person licensed to sell alcoholic beverages for consumption on the premises pursuant to this chapter may apply to the liquor authority for a special permit [~~to remain open on any week day between the hours of four o'clock a.m. or the closing hour prescribed by a rule adopted in a county on or before April first, nineteen hundred ninety-five or pursuant to subdivision eleven of section seventeen of this chapter, and eight o'clock a.m~~]. **A permit issued under this section shall authorize the holder of a retail on-premises license to sell or serve alcoholic beverages for consumption on the premises on the morning of January first between four o'clock a.m. or such other hour that the sale of alcoholic beverages for on-premises consumption must cease in the community in which the licensed premises is located, and eight o'clock a.m.** The fee for such permit shall be fifty-one dollars per day.

§ 2. This act shall take effect on the sixtieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

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

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