

STATE OF NEW YORK

8069

IN SENATE

January 5, 2024

Introduced by Sen. WEBB -- 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 authorizing the manufacture of beer, spirits, cider, wine and mead at the community college in Broome county and Cornell university, acting on behalf of the New York state college of agriculture and life sciences and the New York state agricultural experiment station

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

Section 1. Paragraphs (a), (c), (d) and (f) of subdivision 9 of section 101 of the alcoholic beverage control law, as added by a chapter of the laws of 2023 amending the alcoholic beverage control law relating to authorizing the manufacture of beer, spirits, cider, wine and mead at the community college in Broome county and Cornell university, acting on behalf of the New York state college of agriculture and life sciences and the New York state agricultural experiment station, as proposed in legislative bills numbers S. 7085 and A. 7293, are amended to read as follows:

(a) Notwithstanding any other provision of law to the contrary, the state liquor authority shall issue a license under section ~~[seventy-six-a]~~ sixty-one-a of this chapter to Cornell university on behalf of the New York state college of agriculture and life sciences and the New York state agricultural experiment station as defined in sections fifty-seven hundred twelve and fifty-seven hundred thirteen of the education law. Issuance of such a license shall not preclude or nullify other licenses granted to Cornell university, whether now or in the future, in all its locations in New York state in accordance with the provisions of this chapter. Issuance of such a license shall not restrict the ability of Cornell university, or the New York state college of agriculture and life sciences and the New York state agricultural experiment station to conduct research, teaching, education, extension and outreach, and economic development activities related to products that are not regulated by this chapter. For purposes of compliance with this chapter, the New York state college of agriculture

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

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and life sciences and the New York state agricultural experiment station as defined in sections fifty-seven hundred twelve and fifty-seven hundred thirteen of the education law shall be considered to be located on a farm.

(c) No person shall be disqualified from acting as a director, advisory council member, officer, or employee of, or purveyor to, Cornell university and the New York state college of agriculture and life sciences and the New York state agricultural experiment station by reason of such person holding a license under this ~~[subdivision]~~ chapter, or being affiliated with a licensee under this ~~[subdivision]~~ chapter as a shareholder, partner, officer, director, or employee.

(d) No person shall be disqualified from being a donor, patron, contributor or sponsor from time to time of Cornell university and the New York state college of agriculture and life sciences and the New York state agricultural experiment station through contributions in cash or in kind, by reason of such person holding a license under this ~~[subdivision]~~ chapter, or being affiliated with a licensee under this ~~[subdivision]~~ chapter as a shareholder, partner, officer, director, or employee.

(f) Notwithstanding any other provision of law to the contrary, Cornell university may: (i) offer educational courses, workshops or other instructional events on wine, distilled spirits, cider, mead, beer and other fermented products through any of its colleges, schools or units, in accordance with internally established fee schedules and under appropriate licenses; and (ii) ~~[authorize the use of its facilities for conferences and events from time to time, including by other entities and by the general public, in accordance with internally established fee schedules and may sell and serve, or authorize others to sell and serve, at such events wines, beers, ciders, meads, distilled spirits and other fermented products under appropriate licenses]~~ use its facilities, and provide the use of its facilities to third parties, for functions at which alcoholic beverages may be sold and served provided the university or third parties, as applicable, have obtained the appropriate permit or license from the authority.

§ 2. The opening paragraph of paragraph (a) and paragraphs (b), (c) and (d) of subdivision 10 of section 101 of the alcoholic beverage control law, as added by a chapter of the laws of 2023 amending the alcoholic beverage control law relating to authorizing the manufacture of beer, spirits, cider, wine and mead at the community college in Broome county and Cornell university, acting on behalf of the New York state college of agriculture and life sciences and the New York state agricultural experiment station, as proposed in legislative bills numbers S. 7085 and A. 7293, are amended and a new paragraph (f) is added to read as follows:

Notwithstanding any other provision of law to the contrary, the state liquor authority shall issue a license under section ~~[seventy-six-a]~~ sixty-one-a of this chapter to the community college in Broome county, established pursuant to article one hundred twenty-six of the education law, in the city of Binghamton, and the Broome county culinary and events center on the premises described as follows:

(b) The community college in Broome county and Broome county culinary and events center may, but shall not be required to, produce wine, beer, ~~[distillates]~~ distilled spirits, cider and mead as a condition of such license.

(c) No person shall be disqualified from acting as a director, advisory council member, officer, or employee of, or purveyor to, the community college in Broome county and Broome county culinary and events

1 center by reason of such person holding a license under this [~~subdivi-~~
2 ~~sion~~] chapter, or being affiliated with a licensee under this [~~subdivi-~~
3 ~~sion~~] chapter as a shareholder, partner, officer, director, or employee.

4 (d) No person shall be disqualified from being a donor, patron,
5 contributor or sponsor from time to time of the community college in
6 Broome county and Broome county culinary and events center through
7 contributions in cash or in kind, by reason of such person holding a
8 license under this [~~subdivision~~] chapter, or being affiliated with a
9 licensee under this [~~subdivision~~] chapter as a shareholder, partner,
10 officer, director, or employee.

11 (f) For purposes of compliance with this chapter, the community
12 college in Broome county and the Broome county culinary and events
13 center shall be considered to be located on a farm.

14 § 3. This act shall take effect on the same date and in the same
15 manner as a chapter of the laws of 2023 amending the alcoholic beverage
16 control law relating to authorizing the manufacture of beer, spirits,
17 cider, wine and mead at the community college in Broome county and
18 Cornell university, acting on behalf of the New York state college of
19 agriculture and life sciences and the New York state agricultural exper-
20 iment station, as proposed in legislative bills numbers S. 7085 and A.
21 7293, takes effect.