

# STATE OF NEW YORK

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3364

2023-2024 Regular Sessions

## IN SENATE

January 31, 2023

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Introduced by Sen. SCARCELLA-SPANTON -- read twice and ordered printed,  
and when printed to be committed to the Committee on Investigations  
and Government Operations

AN ACT to amend the alcoholic beverage control law, in relation to the  
utilization of a pressurized mixing and dispensing system and the sale  
of prepared liquor drinks

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

1 Section 1. Paragraph (b) of subdivision 2 of section 106 of the alco-  
2 holic beverage control law, as added by chapter 512 of the laws of 2000,  
3 is amended and a new paragraph (c) is added to read as follows:

4 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-  
5 sion, a retail licensee for on-premises consumption may prepare and keep  
6 drinks containing alcoholic beverages in dispensing machines, having  
7 capacities of not less than a gallon, which continually mix such drinks  
8 or utilizing a pressurized mixing and dispensing system.

9 (c) Notwithstanding the provisions of paragraph (a) of this subdivi-  
10 sion, a retail licensee for on-premises consumption may prepare and keep  
11 drinks containing alcoholic beverages that have been mixed and emulsi-  
12 fied inside a sealed PET vessel, having a capacity of not less than a  
13 gallon, which are dispensed via pressurized draft system.

14 § 2. This act shall take effect on the thirtieth day after it shall  
15 have become a law.

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

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