STATE OF NEW YORK

4627

2023-2024 Regular Sessions

IN SENATE

February 13, 2023

Introduced by Sen. SANDERS -- 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 prohibiting the liquor authority from revoking, suspending, or canceling certain liquor licenses without a hearing

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

Section 1. Section 119 of the alcoholic beverage control law is amended by adding a new subdivision 3-a to read as follows:

3-a. The liquor authority shall not revoke, suspend, or cancel the license of a retail licensee for on-premises consumption that was issued a summons for a violation that is unrelated to the sale or consumption of alcohol on the premises of such licensee without providing the licensee a hearing or other opportunity to be heard on why such license should not be revoked, suspended, or canceled. If a hearing is not provided to such licensee within thirty days of service of such summons, the liquor authority shall not take any further action to revoke, suspend, or cancel such license until such summons has been adjudicated in court.

§ 2. This act shall take effect immediately and shall apply to all summons issued on or after such date.

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

LBD08140-01-3