STATE OF NEW YORK

9032

IN SENATE

January 23, 2026

Introduced by Sen. SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Commerce, Economic Development and Small Business

AN ACT to amend the alcoholic beverage control law, in relation to applications for licenses to sell liquor and wine at grocery stores

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

Section 1. Section 63 of the alcoholic beverage control law is amended by adding a new subdivision 5-a to read as follows:

5-a. Notwithstanding subdivisions four and five of this section, any person may make an application for a license to sell liquor at a grocery store.

§ 2. Section 79 of the alcoholic beverage control law is amended by adding a new subdivision 5 to read as follows:

5. Notwithstanding subdivisions two and three of this section, any person may make an application for a license to sell wine at a grocery store.

§ 3. Paragraph (a) of subdivision 3 and subdivision 16 of section 105 of the alcoholic beverage control law, paragraph (a) of subdivision 3 as amended by chapter 406 of the laws of 2007 and subdivision 16 as amended by chapter 621 of the laws of 1944, are amended to read as follows:

(a) No retail license to sell liquor and/or wine for off-premises consumption shall be granted for any premises which shall be located on the same street or avenue, and within two hundred feet of a building occupied exclusively as a school, church, synagogue or other place of worship; the measurements to be taken in a straight line from the center of the nearest entrance to the building used for such school, church, synagogue or other place of worship to the center of the nearest entrance of the premises to be licensed; except, however, that no license shall be denied to any premises at which a license under this chapter has been in existence continuously from a date prior to the date when a building on the same street or avenue and within two hundred feet of said premises has been occupied exclusively as a school, church, synagogue or other place of worship. **Notwithstanding any provisions of**

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

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this subdivision to the contrary, such restrictions shall not apply to any grocery stores with a valid wholesaler's license issued pursuant to section fifty-three of this chapter in operation prior to January first, two thousand twenty-five.

16. No retail licensee to sell liquors and/or wines for off-premises consumption shall be interested, directly or indirectly, in any premises where liquors, wines or beer are manufactured or sold at wholesale or any other premises where liquor or wine is sold at retail for off-premises consumption, by stock ownership, interlocking directors, mortgage or lien on any personal or real property or by any other means**; provided, however, that nothing in this subdivision shall apply to a retail license to sell liquors and/or wines for off-premises consumption at a grocery store**. Any lien, mortgage or other interest or estate, however, now held by such retailer on or in the personal or real property of such manufacturer or wholesaler, which mortgage, lien, interest or estate was acquired on or before December thirty-first, nineteen hundred thirty-two, shall not be included within the provisions of this subdivision; provided, however, the burden of establishing the time of the accrual of the interest comprehended by this subdivision, shall be upon the person who claims to be entitled to the protection and exemption afforded hereby.

§ 4. This act shall take effect January 1, 2026.