

Memorandum

AN ACT to amend the alcoholic beverage control law, in relation to providing for state liquor authority regulation of bottles of liquor sold to patrons for consumption on the premises.

Purpose of the bill:

This bill would authorize the State Liquor Authority (SLA) to enact regulations regarding the practice of bottle service at licensed on-premises establishments.

Summary of provisions:

This legislation would add a new Alcoholic Beverage Control (ABC) Law Section 117-c, authorizing the SLA to regulate the sale of liquor by the bottle in premises licensed to sell liquor for on-premises consumption.

Existing law:

No law addresses the sale of liquor by the bottle in on-premises establishments, although such sales are taking place without any Authority regulation.

Legislative History:

New bill.

Statement in support:

Bottle service is becoming a growing and popular practice at many licensed establishments. Such service usually provides VIP seating and service for patrons who purchase one or more full bottles of spirits. This practice brings with it several inherent risks if not properly regulated. These risks include the service to minors and the service to intoxicated individuals. The SLA has an obligation to the public to ensure that bottle service is conducted in a supervised and responsible manner.

Budget implications:

None.

Effective Date:

■ This act shall take effect on the first day of the month occurring at least ninety days after it shall have become a law.

**DEPARTMENTAL BILL # 16**

S. \_\_\_\_\_  
Senate  
\_\_\_\_\_

IN SENATE--Introduced by Sen

--read twice and ordered printed,  
and when printed to be committed  
to the Committee on

----- A.  
Assembly  
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IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the  
Committee on

\*ALCOBELA\* \*State Liquor Authority  
10\*  
(Provides for state liquor authority  
regulation of bottles of liquor sold  
to patrons for consumption on the  
premises)

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ABC. patron consumption

**AN ACT**

to amend the alcoholic beverage  
control law, in relation to provid-  
ing for state liquor authority regu-  
lation of bottles of liquor sold to  
patrons for consumption on the prem-  
ises

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

**IN SENATE**

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship  
of this proposal

s20 Adams	s22 Golden	s39 Larkin	s11 Padavan	s14 Smith
s55 Alessi	s33 Gonzalez	s01 LaValle	s21 Parker	s58 Stachowski
s42 Bonacic	s47 Griffo	s40 Leibell	s30 Perkins	s16 Stavisky
s46 Breslin	s06 Hannon	s52 Libous	s61 Rath	s35 Stewart-
s43 Bruno	s36 Hassell-	s45 Little	s56 Robach	Cousins
s25 Connor	Thompson	s15 Maltese	s13 Sabini	s60 Thompson
s50 DeFrancisco	s10 Huntley	s05 Marcellino	s41 Saland	s03 Trunzo
s32 Diaz	s07 Johnson, C.	s62 Maziarz	s19 Sampson	s49 Valesky
s17 Dilan	s04 Johnson, G.	s28 Montgomery	s23 Savino	s59 Volker
s29 Duane	s34 Klein	s38 Morahan	s31 Schneiderman	s53 Winner
s44 Farley	s26 Krueger	s54 Nozzolio	s28 Serrano	s48 Wright
s02 Flanagan	s27 Kruger	s12 Onorato	s51 Seward	s57 Young
s08 Fuschillo	s24 Lanza	s37 Oppenheimer	s09 Skelos	

**IN ASSEMBLY**

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the  
multi-sponsorship of this proposal:

a049 Abbate	a010 Conte	a098 Gunther	a030 Markey	a080 Rivera, N.
a001 Alessi	a032 Cook	a139 Hawley	a027 Mayersohn	a076 Rivera, P.
a021 Alfano	a107 Crouch	a148 Hayes	a112 McDonald	a056 Robinson
a084 Arroyo	a063 Cusick	a083 Heastie	a019 McDonough	a067 Rosenthal
a118 Aubertine	a045 Cymbrowitz	a028 Hevesi	a104 McEneny	a012 Saladino
a035 Aubry	a138 DelMonte	a048 Hikind	a017 McKevitt	a113 Sayward
a136 Bacalles	a116 Destito	a018 Hooper	a102 Miller	a029 Scarborough
a099 Ball	a086 Diaz, L.	a144 Hoyt	a052 Millman	a140 Schiminger
a124 Barclay	a085 Diaz, R.	a060 Hyer-Spencer	a103 Molinaro	a145 Schroeder
a014 Barra	a081 Dinowitz	a062 Ignizio	a132 Morelle	a122 Scozzafava
a082 Benedetto	a114 Duprey	a042 Jacobs	a037 Nolan	a038 Seminerio
a079 Benjamin	a003 Eddington	a095 Jaffee	a128 Oaks	a064 Silver
a073 Bing	a004 Englebright	a057 Jeffries	a069 O'Donnell	a093 Spano
a055 Boyland	a130 Errigo	a131 John	a137 O'Mara	a121 Stirpe
a008 Boyle	a072 Espallat	a074 Kavanagh	a051 Ortiz	a011 Swesney
a089 Bradley	a071 Parrell	a100 Kirwan	a150 Parment	a110 Tedisco
a044 Brennan	a005 Fields	a129 Kolb	a088 Paulin	a002 Thiele
a092 Brodsky	a123 Finch	a135 Koon	a141 Peoples	a031 Titus
a046 Brook-Krasny	a007 Fitzpatrick	a034 Lafayette	a039 Peralta	a105 Tonko
a147 Burling	a143 Gabryszak	a025 Lancman	a059 Perry	a054 Towns
a117 Butler	a090 Galef	a091 Latimer	a023 Pheffer	a115 Townsend
a101 Cahill	a133 Gantt	a013 Levine	a068 Powell	a015 Walker
a096 Calhoun	a036 Gianaris	a050 Lentol	a087 Pretlow	a041 Weinstein
a043 Camara	a149 Giglio	a125 Lifton	a146 Quinn	a020 Weisenberg
a106 Canestrari	a066 Glick	a127 Lopez, P.	a097 Rabbitt	a024 Weprin
a026 Carrozza	a040 Gordon, D.	a053 Lopez, V.	a009 Raia	a070 Wright
a119 Christensen	a108 Gordon, T.	a126 Lupardo	a006 Ramos	a022 Young
a033 Clark	a075 Gottfried	a111 Magee	a134 Reilich	a094 Zebrowski
a142 Cole	a065 Grannis	a120 Magnarelli	a109 Reilly	a016
a047 Colton	a077 Greene	a059 Maisel	a078 Rivera, J.	a061

1) Single House Bill (introduced and printed separately in either or both  
houses). Uni-Bill (introduced simultaneously in both houses and printed as one  
bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2 signed  
copies of bill and 4 copies of memorandum in support (single house); or 4 signed  
copies of bill and 8 copies of memorandum in support (uni-bill).

1 Section 1. The alcoholic beverage control law is amended by adding a  
2 new section 117-c to read as follows:

3 § 117-c. Sale of liquor by the bottle for patron consumption within  
4 licensed on-premises establishments. The holder of a license to sell  
5 liquor at retail for consumption on the premises may sell to patrons  
6 liquor by the bottle for consumption within the licensed establishment,  
7 in conformity with such rules, orders, bulletins and directives as may  
8 be promulgated or issued by the liquor authority.

9 § .2. This act shall take effect on the first day of the month that  
10 begins at least ninety days after the date on which it shall have become  
11 a law.