

Memorandum

AN ACT to amend the alcoholic beverage control law,  
to confer general rule making powers upon the  
authority

Purpose:

This bill would provide the State Liquor Authority (SLA) with general rule making authority.

Summary of provisions:

This proposal would add a new subdivision 7-a to Section 17 of the Alcoholic Beverage Control (ABC) Law, explicitly giving to the Members of the Authority general rule making powers.

Existing law:

Specific rule making authority is found in various provisions of the ABC Law. There is no grant of general rule making power in the current statute.

Legislative History:

A similar provision was included in the 2006-07 Executive Budget, but was not adopted by the Legislature.

Statement in support:

In order to properly carryout its mission, the SLA should be vested with general rule making authority.

Budget implications:

None.

Effective Date:

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

**DEPARTMENTAL BILL # 24**

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  
1\*  
(Provides for rule making authority)

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ABC. confers rule making authorit

AN ACT

to amend the alcoholic beverage  
control law, to confer general rule  
making powers upon the authority

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, O.	s18 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	a090 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 McKeivitt	a113 Sayward
a136 Bacalles	a116 Destito	a018 Hooper	a102 Miller	a029 Scarborough
a099 Ball	a086 Diaz, L.	a144 Hoyt	a052 Millman	a140 Schimminger
a124 Barclay	a085 Diaz, R.	a060 Hyer-Spencer	a103 Molinaro	a145 Schroeder
a014 Barra	a081 Dinowitz	a062 Ignizio	a132 Morelle	a122 Scorzafava
a082 Benedetto	a114 Duprey	a042 Jacobs	a037 Nolan	a038 Seminero
a079 Benjamin	a003 Eddington	a095 Jaffee	a128 Oaks	a064 Silver
a073 Bing	a004 Englebright	a057 Jaffries	a069 O'Donnell	a093 Spano
a055 Boyland	a130 Errigo	a131 John	a137 O'Mara	a121 Stirpe
a008 Boyle	a072 Espalliat	a074 Kavenagh	a051 Ortiz	a011 Sweeney
a089 Bradley	a071 Farrell	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	a058 Perry	a054 Towns
a117 Butler	a090 Galef	a091 Latimer	a023 Pheffer	a115 Townsend
a101 Cahill	a133 Gantt	a013 Lavine	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. Section 17 of the alcoholic beverage control law is amended  
2 by adding a new subdivision 7-a to read as follows:

3 7-a. To adopt, promulgate, amend and repeal such rules and regulations  
4 as the authority may deem necessary to carry out the provisions of this  
5 chapter.

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