

**Disclaimer:**

This document is not intended to provide legal advice. Laws on alcohol sales and service may vary greatly by city, county or state. For complete information on the alcohol laws in effect in your region, please contact the liquor authority in your state and/or municipality.

## New York

<b>STATE LIQUOR AUTHORITY</b>	State of New York State Liquor Authority 84 Holland Avenue Albany, New York 12208 Phone: 518-474-3114 General Internet Site: <a href="http://www.abc.state.ny.us">www.abc.state.ny.us</a>
<b>AGE TO CONSUME</b>	21
<b>AGE TO SERVE</b>	18- <b>Note:</b> Barbacks/busboys must be 16 years of age in an on-premise establishment and directly supervised by an employee 21 years or older.
<b>AGE TO POUR</b>	18
<b>AGE TO SELL (PACKAGED LIQUOR)</b>	18
<b>MINORS ALLOWED ON PREMISE?</b>	It is unlawful to serve or sell alcohol to anyone under the age of 21. Minors under the age of 16 are not permitted in establishments that serve alcohol unless accompanied by a parent or guardian.
<b>CAN PARENTS SERVE?</b>	No, it is illegal for any parent or guardian to serve a minor on a licensed premise.
<b>HOURS OF SERVICE</b>	<b>On Premise Establishment:</b> Monday thru Saturday: 8:00 a.m. until Midnight. Sundays: Sales prohibited between 4:00 a.m. until Noon <b>Off Premise/Retail Stores:</b> Monday thru Saturday: 8:00 a.m. until Midnight. Grocery Stores: 24 hours. Sunday: Sales prohibited in liquor, grocery and drug stores between 3:00 a.m. until Noon <b>Note:</b> May vary- refer to local jurisdiction chart at <a href="http://abc.state.ny.us/provisions-for-county-closinghours">http://abc.state.ny.us/provisions-for-county-closinghours</a>
<b>ACCEPTED ID'S</b>	A valid driver's license or non-driver identification card issued by the Commissioner of Motor Vehicles, the Federal Government, a State Government, Commonwealth, Possession or Territory of the United States or a Provincial Government of Canada; or a valid U.S. passport, or valid passport or any other country; or a valid military ID from the U.S.
<b>LEGAL LEVEL OF INTOXICATION WHILE DRIVING</b>	.08 BAC
<b>DRAM SHOP LAW</b>	Licensees and servers can be held liable for selling to minors or visibly intoxicated guests.
<b>ID CONFISCATION</b>	Licensees are not authorized to confiscate IDs they recognize as false. Licensees should notify the police or local law enforcement officials and refuse sale.
<b>HAPPY HOUR &amp; OTHER SERVICE RESTRICTIONS</b>	No promotion may require proof of purchase of an alcohol beverage. All drinks must be served to the customer. Bottle sales, except for wines and champagnes, are prohibited. The law allows a licensee to offer a food and drink combination for a special price.
<b>PENALTIES FOR SERVING OR SELLING TO A MINOR</b>	Class A misdemeanor punishable by up to 1 year imprisonment and/or up to \$1000 fine.
<b>WARNING SIGNS REQUIRED ON EFFECTS OF ALCOHOL ON FETUS?</b>	Yes, Provided by the New York State Liquor Authority. Must be placed in conspicuous place where guests can see.

## **ADDENDUM: NEW YORK'S DRAM SHOP LAW**

S 11-100. Compensation for injury or damage caused by the intoxication of a person under the age of twenty-one years old.

1. Any person who shall be injured in person, property, means of support or otherwise, by reason of the intoxication or impairment of ability of any person under the age of twenty-one years, whether resulting in his death or not, shall have a right of action to recover actual damages against any person who knowingly causes such intoxication or impairment of ability by unlawfully furnishing to or unlawfully assisting in procuring alcoholic beverages for such person with knowledge or reasonable cause to believe that such person was under the age of twenty-one years.

2. In case of the death of either party, the action or right of action established by the provisions of this section shall survive to or against his or her executor or administrator, and the amount so recovered by either husband, wife or child shall be his or her sole and separate property.

3. Such action may be brought in any court of competent jurisdiction.

4. In any case where parents shall be entitled to such damages, either of such parents may bring an action therefore; but that recovery by either one of such parties shall constitute a bar to suit brought by the other.

S 11-101. Compensation for injury caused by the illegal sale of intoxicating liquor.

1. Any person who shall be injured in person, property, means of support, or otherwise by any intoxicated person, or by reason of the intoxication of any person, whether resulting in his death or not, shall have a right of action against any person who shall, by unlawful selling to or unlawfully assisting in procuring liquor for such intoxicated person, have caused or contributed to such intoxication; and in any such action such person shall have a right to recover actual and exemplary damages.

2. In case of the death of either party, the action or right of action given by this section shall survive to or against his or her executor or administrator, and the amount so recovered by a husband, wife or child shall be his or her sole and separate property.

3. Such action may be brought in any court of competent jurisdiction.

4. In any case where parents shall be entitled to such damages, either the father or mother may sue alone therefore, but recovery by one of such parties shall be a bar to suit brought by the other.