

COMMITTEE ON LEGISLATION
MINUTES: June 30, 2008

LEGISLATION

MEMBERS:

Chair: Burton; Legislators: Bronz, Myers, Maisano, Abinanti, Jenkins, Oros

IN ATTENDANCE:

CE: B. Randolph, D. Sa **CA:** M. Gleeson, J. Adin, L. Cipollo; **BOL:** S. Bass, L. Goldstein, V. Cristiano, R. Pezzullo, K. Delgado, C. Giliberti, M. Landy, T. O'Connell, J. Sold; **GUESTS:** M. Maisano; **PRESS:** G. Blain (J. News)

With a quorum present, the Committee on Legislation was called to order at 1:55 p.m.

MINUTES

(Bronz, Myers) Move to approve the minutes of June 23, 2008. Motion approved 7-0.

RECEIVE AND FILE

(Jenkins, Oros) Move to receive and file items 52, 56, 61, 62, 64-66, 68-71, B78. Motion approved 7-0.

SOCIAL HOST LAW

(Maisano, Oros) Move for all purposes a local law prohibiting and establishing fines for knowingly allowing a party, gathering, or event where minors are present and alcoholic beverages are consumed by one or more minors.

Legislator Abinanti raised some issues about the language of the legislation. He pointed out that the definitions or the prohibition need to be amended so the law is clear.

The following sections were amended to read as follows:

704.03 e. "Knowingly shall mean to be aware of."

704.04 a The last line which begins, “Reasonable corrective action shall include but not be limited to:” will be moved to the definitions section up through “to the minor’s parent or guardian”. It will become “G” in the definitions section.

704.03 c (iii) “by any form of conduct that would cause a reasonable person to believe that approval has been given”. “...including, but not limited to, a failure to take a reasonable corrective action.” was deleted.

The second paragraph on the second page of the committee report after the word premises “... , knowing them to be minors and the beverage to be alcoholic.” Throughout the committee report change “permits” to “knowingly allows”.

704.02 On line five and line thirteen delete “permit” and add “knowingly allows”.

The “Local Law” intro “fines for knowingly allowing” on the first paragraph of the committee report.

Motion approved as amended 7-0 (Abinanti-wop).

(Jenkins, Myers) move to adjourn the Committee on Legislation. Motion approved 7-0. Committee on Legislation adjourned at 3:12 P.M.

AUDIO RECORDING ON FILE FOR REVIEW UPON REQUEST