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MALCOLM A. SMITH PLEASE RESPOND TO:  
SENATOR, 14TH DISTRICT 0 ALBANY OFFICE  
ROOM 508. LOB  
COMMITTEE ASSIGNMENTS. ALBANY. NEW YORK 12247  
TEL (5181 455-2195  
RANKING MINORITY MEMBER FAX (5181 426-6805  
ENVIRONMENTAL CONSERVATION  
DISTRICT OFFICE  
JUDICIARY THE SENATE  
172-12 LINDEN BOULEARD  
MEMBER STATE OF NEW YORK ST ALBANS. NEWYORK 11434  
BANKS 1-718 291-9097  
FAX 1-718 291-9398  
CIVIL SERVICE & PENSIONS  
CODES 0SATELLITE OFFICE.  
1931 MOTT AVENUE  
FINANCE  
SUITE 305  
HOUSING. CONSTRUCTION & FAR ROCKAWAY. NEWYORK 11691  
COMMUNITY DEVELOPMENT  
E-MAIL  
September 2, 2003  
RULES  
MASMITI-I@SENATE.STATE NY US

Chief, Regulations and Procedures Division  
Alcohol and Tobacco Tax and Trade Bureau  
P.O. Box 50221  
Washington, DC 20091-0221

Attn: TTB Notice No. 4

Dear Sir or Madam,

As a member of the New York State Senate, duly elected from Queens County, I write to express my support for the proposed rule (200 IR-1 36P) relative to the composition of flavored malt beverages (FMBs).

I support this proposed rule insofar as promulgation of same will provide a clear national standard for manufacturers, wholesalers and retailers of FMBs. In addition, I concur with the crux proposition of this rule: appropriate and distinct standards for products that are distilled, as opposed to fermented.

Lastly and most importantly, I fully support this rule to the extent that it will have the practical effect of requiring certain FMBs to be sold in liquor stores with concomitant greater protections against underage purchase.

I thank you for the opportunity to comment on this most important matter.

Sincerely,

Malcolm A. Smith  
State Senator, 14th District

CC: Mr. Thomas I. Gosdeck  
MAS:cwl