
SENATE BILL No. 186

DIGEST OF INTRODUCED BILL

Citations Affected: IC 7.1-3-18.

Synopsis: Alcoholic beverage license revocation. Requires the Indiana alcoholic beverage commission to revoke a bartender's permit if the bartender, knowing a person to be intoxicated, serves an alcoholic beverage to the intoxicated person.

Effective: July 1, 2000.

Alting, Meeks C

January 10, 2000, read first time and referred to Committee on Public Policy.

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Introduced

Second Regular Session 111th General Assembly (2000)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1999 General Assembly.

SENATE BILL No. 186

A BILL FOR AN ACT to amend the Indiana Code concerning alcoholic beverages.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 7.1-3-18-9 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 9. (a) The commission
3 may issue an employee's permit to a person who desires to act as a
4 clerk in a package liquor store or as a bartender, waiter, waitress, or
5 manager in a retail establishment, excepting dining car and boat
6 employees.

7 (b) A permit authorized by this section is conditioned upon the
8 compliance by the holder with reasonable rules relating to the permit
9 which the commission may prescribe from time to time.

10 (c) A permit issued under this section entitles its holder to work for
11 any lawful employer. However, a person may work without an
12 employee's permit for thirty (30) days from the date shown on a receipt
13 for a cashier's check or money order payable to the commission for that
14 person's employee's permit application.

15 (d) A person who, for a package liquor store or retail establishment,
16 is:

17 (1) the sole proprietor;

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1 (2) a partner, a general partner, or a limited partner in a
 2 partnership or limited partnership that owns the business
 3 establishment;

4 (3) a member of a limited liability company that owns the
 5 business establishment; or

6 (4) a stockholder in a corporation that owns the business
 7 establishment;

8 is not required to obtain an employee's permit in order to perform any
 9 of the acts listed in subsection (a).

10 (e) An applicant may declare on the application form that the
 11 applicant will use the employee's permit only to perform volunteer
 12 service that benefits a nonprofit organization. It is unlawful for an
 13 applicant who makes a declaration under this subsection to use an
 14 employee's permit for any purpose other than to perform volunteer
 15 service that benefits a nonprofit organization.

16 **(f) The commission shall revoke a permit issued to a bartender**
 17 **under this section if the bartender violates IC 7.1-5-10-15(a).**

18 SECTION 2. IC 7.1-3-18-11 IS AMENDED TO READ AS
 19 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 11. (a) The commission
 20 may issue a temporary bartender's permit to any person who is at least
 21 twenty-one (21) years of age for any of the following purposes:

22 (1) To be a bartender at any activity or event for which a
 23 temporary permit is issued under IC 7.1-3-6 (beer) or IC 7.1-3-16
 24 (wine).

25 (2) To be a bartender at a nonprofit club for a maximum of four
 26 (4) days in a year during the same time that a fair or festival is
 27 held in the community where the club is located. However, the
 28 commission may only issue a maximum of twenty (20) temporary
 29 bartender's licenses for use in one (1) club during one (1) fair or
 30 festival.

31 (b) A temporary bartender's permit is the only license that is
 32 required for persons to serve as bartenders for the purposes described
 33 in subsection (a).

34 (c) A temporary bartender at a club may dispense any alcoholic
 35 beverage that the club's permit allows the club to serve.

36 (d) The fee for a temporary bartender's permit is four dollars (\$4).

37 (e) The commission may by rule provide procedures for the issuance
 38 of a temporary bartender's permit.

39 **(f) The commission shall revoke a permit issued to a bartender**
 40 **under this section if the bartender violates IC 7.1-5-10-15(a).**



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