

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1479 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 7.1-2-3-16.5 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 16.5. (a) As used in this
- 5 section, "facility" includes the following:
- 6 (1) A facility to which IC 7.1-3-1-25(a) applies.
- 7 (2) A tract that contains a premises that is described in
- 8 ~~IC 7.1-3-1-14(e)(2).~~ **IC 7.1-3-1-14(d)(2).**
- 9 (3) A horse track or satellite facility to which IC 7.1-3-17.7
- 10 applies.
- 11 (4) A tract that contains an entertainment complex.
- 12 (b) As used in this section, "tract" has the meaning set forth in
- 13 IC 6-1.1-1-22.5.
- 14 (c) A facility may advertise alcoholic beverages:
- 15 (1) in the facility's interior; or
- 16 (2) on the facility's exterior.
- 17 (d) The commission may not exercise the prohibition power
- 18 contained in section 16(a) of this chapter on advertising by a brewer,
- 19 distiller, rectifier, or vintner in or on a facility.
- 20 (e) Notwithstanding IC 7.1-5-5-10 and IC 7.1-5-5-11, a facility may
- 21 provide advertising to a permittee that is a brewer, distiller, rectifier, or
- 22 vintner in exchange for compensation from that permittee.
- 23 SECTION 3. IC 7.1-3-1-14, AS AMENDED BY P.L.165-2006,
- 24 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2007]: Sec. 14. (a) It is lawful for an appropriate permittee,
2 unless otherwise specifically provided in this title, to sell alcoholic
3 beverages each day Monday through Saturday from 7 a.m., prevailing
4 local time, until 3 a.m., prevailing local time, the following day. Sales
5 shall cease wholly on Sunday at 3 a.m., prevailing local time, and not
6 be resumed until the following Monday at 7 a.m., prevailing local time.

7 (b) It is lawful for the holder of a retailer's permit to sell the
8 appropriate alcoholic beverages for consumption on the licensed
9 premises only on Sunday from 10 a.m., prevailing local time, until
10 12:30 a.m., prevailing local time, the following day.

11 **(c) A holder of an alcoholic beverage permit who is authorized**
12 **under this title to sell alcoholic beverages for carryout may sell the**
13 **appropriate alcoholic beverages on Sunday for carryout from**
14 **noon, prevailing local time, until 6:00 p.m., prevailing local time.**

15 ~~(c)~~ (d) It is lawful for the holder of a permit under this article to sell
16 alcoholic beverages at athletic or sports events held on Sunday upon
17 premises that:

- 18 (1) are described in section 25(a) of this chapter;
- 19 (2) are a facility used in connection with the operation of a paved
20 track more than two (2) miles in length that is used primarily in
21 the sport of auto racing; or
- 22 (3) are being used for a professional or an amateur tournament;
23 beginning one (1) hour before the scheduled starting time of the event
24 or, if the scheduled starting time of the event is 1 p.m. or later,
25 beginning at noon.

26 ~~(d)~~ (e) It is lawful for the holder of a valid beer, wine, or liquor
27 wholesaler's permit to sell to the holder of a valid retailer's or dealer's
28 permit at any time.

29 ~~(e)~~ (f) Notwithstanding subsection (b), if December 31 (New Year's
30 Eve) is on a Sunday, it is lawful for the holder of a retailer's permit to
31 sell the appropriate alcoholic beverages on Sunday, December 31, from
32 10 a.m., prevailing local time, until 3 a.m., prevailing local time, the
33 following day."

34 Page 4, between lines 40 and 41, begin a new paragraph and insert:
35 "SECTION 6. IC 7.1-3-9-12 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 12. (a) This section
37 applies to:

- 38 (1) the holder of a three-way permit that is issued to a civic
39 center, a sports arena, a stadium, an exhibition hall, an
40 auditorium, a theater, a tract that contains a premises that is
41 described in IC ~~7.1-3-1-14(c)(2)~~, **IC 7.1-3-1-14(d)(2)**, or a
42 convention center; or
- 43 (2) the holder of a catering permit while catering alcoholic
44 beverages at a civic center, a sports arena, a stadium, an
45 exhibition hall, an auditorium, a theater, a tract that contains a
46 premises that is described in IC ~~7.1-3-1-14(c)(2)~~;

- 1 **IC 7.1-3-1-14(d)(2)**, or a convention center.
 2 (b) As used in this section, "suite" means an area in a building or
 3 facility referred to in subsection (a) that:
 4 (1) is not accessible to the general public;
 5 (2) has accommodations for not more than seventy-five (75)
 6 persons per suite; and
 7 (3) is accessible only to persons who possess a ticket:
 8 (A) to an event in a building or facility referred to in
 9 subsection (a); and
 10 (B) that entitles the person to occupy the area while viewing
 11 the event described in clause (A).

12 The term does not include a restaurant, lounge, or concession area,
 13 even if access to the restaurant, lounge, or concession area is limited to
 14 certain ticket holders.

15 (c) A permittee may allow the self-service of individual servings of
 16 alcoholic beverages in a suite.

- 17 (d) A person who:
 18 (1) possesses a ticket described in subsection (b)(3); and
 19 (2) is at least twenty-one (21) years of age;
 20 may obtain an alcoholic beverage in a suite by self-service.

- 21 (e) A permittee may do any of the following:
 22 (1) Demand that a person occupying a suite provide:
 23 (A) a written statement under IC 7.1-5-7-4; and
 24 (B) identification indicating that the person is at least
 25 twenty-one (21) years of age.
 26 (2) Supervise the self-service of alcoholic beverages.
 27 (3) Have an employee in the suite who holds an employee permit
 28 under IC 7.1-3-18-9 to serve some or all of the alcoholic
 29 beverages."

30 Page 6, between lines 20 and 21, begin a new paragraph and insert:
 31 "SECTION 8. IC 7.1-5-10-1 IS AMENDED TO READ AS
 32 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. (a) Except as
 33 provided in subsection (d), it is unlawful to sell alcoholic beverages at
 34 the following times:

- 35 (1) At a time other than that made lawful by the provisions of
 36 IC 7.1-3-1-14.
 37 (2) On Christmas Day and until 7:00 o'clock in the morning,
 38 prevailing local time, the following day.
 39 (3) On primary election day, and general election day, from 3:00
 40 o'clock in the morning, prevailing local time, until the voting polls
 41 are closed in the evening on these days.
 42 (4) During a special election under IC 3-10-8-9 (within the
 43 precincts where the special election is being conducted), from
 44 3:00 o'clock in the morning until the voting polls are closed in the
 45 evening on these days.
 46 (b) During the time when the sale of alcoholic beverages is

1 unlawful, no alcoholic beverages shall be sold, dispensed, given away,
2 or otherwise disposed of on the licensed premises and the licensed
3 premises shall remain closed to the extent that the nature of the
4 business carried on the premises, as at a hotel or restaurant, permits.
5 ~~(c) It is unlawful to sell alcoholic beverages on New Years Day for~~
6 ~~off-premises consumption.~~
7 ~~(d)~~ (c) It is lawful for the holder of a valid beer, wine, or liquor
8 wholesaler's permit to sell to the holder of a valid retailer's or dealer's
9 permit at any time."
10 Renumber all SECTIONS consecutively.
(Reference is to HB 1479 as printed February 9, 2007.)

Representative Crooks