



January 27, 2012

SENATE BILL No. 258

DIGEST OF SB 258 (Updated January 25, 2012 3:45 pm - DI 110)

Citations Affected: IC 7.1-3.

Synopsis: Alcohol trainer programs and server programs. Allows the alcohol and tobacco commission (commission) to establish an alcohol server trainer program. Requires the commission to approve alcohol server trainer programs by third parties. (Current law allows the commission to approve alcohol server trainer programs by third parties.) Establishes requirements for alcohol server trainer programs. Requires the commission to post all of the approved alcohol server trainer programs and alcohol server programs on the commission's Internet web site. Removes provisions that: (1) prohibit the commission from approving alcohol server trainer programs by third parties that hold or have an interest in certain alcoholic beverage permits; and (2) establish factors the commission may consider in approving an alcohol server trainer program.

Effective: July 1, 2012.

Alting, Arnold

January 4, 2012, read first time and referred to Committee on Public Policy.
January 26, 2012, reported favorably — Do Pass.

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SB 258—LS 6641/DI 110+



January 27, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

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SENATE BILL No. 258

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

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

- 1 SECTION 1. IC 7.1-3-1.5-5.5, AS ADDED BY P.L.94-2008,
2 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2012]: Sec. 5.5. (a) ~~Subject to subsection (b)~~; The
4 commission: ~~may~~:
5 (1) **may establish a trainer program; and**
6 (2) **shall** approve a trainer program by a third party that:
7 (A) **meets:**
8 (i) **the requirements under subsection (b); and**
9 (ii) **any other requirements established by the**
10 **commission under this chapter; and**
11 (B) is designed to educate individuals on the training of
12 alcohol servers on the selling, serving, and consumption of
13 alcoholic beverages.
14 (b) ~~The commission may not approve a trainer program by a third~~
15 ~~party that holds or has an interest in any of the following permits:~~
16 (1) ~~A primary source of supply permit.~~
17 (2) ~~A beer, wine, or liquor wholesaler's permit.~~

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- 1 (3) A beer, wine, or liquor retailer's permit.
- 2 (4) A beer, wine, or liquor dealer's permit.
- 3 (e) In approving a trainer program under this section, the
- 4 commission may consider the following factors:
- 5 (1) The needs of applicants:
- 6 (2) The geographical distribution of the third parties' locations in
- 7 Indiana.
- 8 (3) The adequacy of the facilities where the trainer program will
- 9 be conducted.
- 10 (b) A trainer program approved under subsection (a) must:
- 11 (1) provide for answering questions from individuals who
- 12 attend the trainer program; and
- 13 (2) include the following:
- 14 (A) Instruction on how to teach and information that is
- 15 required to be taught in a server program.
- 16 (B) A trainer workbook or guide that is provided to the
- 17 individuals who attend the trainer program that contains
- 18 information required to be taught in a server program.
- 19 (C) Information on the requirements for applicants and
- 20 certified trainers under this chapter.
- 21 (D) An exam that covers trainer program and server
- 22 program curriculum.

23 SECTION 2. IC 7.1-3-1.5-7.5 IS ADDED TO THE INDIANA
 24 CODE AS A NEW SECTION TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2012]: **Sec. 7.5. The commission shall post, on**
 26 **the commission's Internet web site, each trainer program and**
 27 **server program that has been approved under this chapter.**

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COMMITTEE REPORT

Madam President: The Senate Committee on Public Policy, to which was referred Senate Bill No. 258, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 258 as introduced.)

ALTING, Chairperson

Committee Vote: Yeas 10, Nays 0.

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