

# COMMITTEE REPORT

## MADAM PRESIDENT:

**The Senate Committee on Public Policy, to which was referred House Bill No. 1293, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:**

- 1           Page 4, line 5, delete "An" and insert "**Except as provided in**  
2 **section 7 of this chapter, an**".
- 3           Page 4, line 27, delete "(a)".
- 4           Page 4, between lines 31 and 32, begin a new line block indented  
5 and insert:
- 6           "**(3) A distiller's permit under IC 7.1-3-7.**".
- 7           Page 4, delete lines 32 through 36, begin a new paragraph and  
8 insert:
- 9           "**Sec. 7. (a) This section applies only to a person that, on January**  
10 **1, 2014:**
- 11           **(1) holds the necessary permit or license from the United**  
12 **States to own or operate an establishment to manufacture**  
13 **liquor; and**
- 14           **(2) does not hold any of the permits listed in section 5(a)(1) of**  
15 **this chapter.**
- 16           **(b) A person must meet all the following requirements to be**  
17 **eligible for an artisan distiller's permit under this section:**
- 18           **(1) Any person (except for a person under subdivision (2))**  
19 **who sells or furnishes liquor by the bottle or glass on the**  
20 **premises of the artisan distillery:**
- 21           **(A) must have held for at least three (3) years an employee**

- 1 permit under IC 7.1-3-18-9 that authorizes the person to  
2 perform bartending duties;
- 3 (B) must have completed any alcohol server program or  
4 alcohol server training program refresher courses  
5 required under IC 7.1-3-1.5; and  
6 (C) may not have any violations under this title.
- 7 (2) The applicant for the artisan distiller's permit and any  
8 management representative of the applicant must complete an  
9 alcohol server program or a trainer program established or  
10 approved under IC 7.1-3-1.5-5.5 or IC 7.1-3-1.5-6 not more  
11 than one (1) year before the date of the application for the  
12 artisan distiller's permit.
- 13 (c) Except as provided in subsection (f)(2), the person may not  
14 be required to fulfill the requirements of section 5 of this chapter.
- 15 (d) If the person is issued an artisan distiller's permit under this  
16 section, the person must meet the following requirements for the  
17 period set forth in subsection (e):
- 18 (1) Any person selling or furnishing liquor on the premises of  
19 the artisan distillery (except for a person under subsection  
20 (b)(2)) must meet the requirements of subsection (b)(1).
- 21 (2) The holder of the artisan distiller's permit and any  
22 management representative of the holder of the artisan  
23 distiller's permit must successfully complete refresher courses  
24 under IC 7.1-3-1.5 not later than three (3) years after the date  
25 the holder or representative completes the initial server  
26 program or trainer program.
- 27 (e) A person who is issued an artisan distiller's permit under this  
28 section must meet the requirements in subsection (d) until the later  
29 of:
- 30 (1) three (3) years after the date on which the initial artisan  
31 distiller's permit is issued; or  
32 (2) the date that the holder of the artisan distiller's permit has  
33 one (1) twelve (12) month period without a violation of this  
34 title.
- 35 (f) Upon fulfilling the requirements of subsections (d) and (e), a  
36 person who is issued an artisan distiller's permit under this section  
37 must meet the following requirements for as long as the person  
38 holds the permit:

1           **(1) Any person who sells or furnishes liquor on the premises**  
 2           **of the artisan distillery (except for a person under subsection**  
 3           **(b)(2)) must have an employee permit under IC 7.1-3-18-9 and**  
 4           **be otherwise authorized by the commission to perform**  
 5           **bartending duties. However, the person is not required to:**

6                 **(A) hold an employee bartending permit for three (3) years**  
 7                 **before selling or furnishing liquor; and**

8                 **(B) not have any violations under this title.**

9           **(2) The holder of the artisan distiller's permit and any**  
 10           **management representative of the holder of the artisan**  
 11           **distiller's permit are subject to the same alcohol server**  
 12           **training requirements and refresher course requirements as**  
 13           **the holder of an artisan distiller's permit that meets the**  
 14           **requirements of section 5 of this chapter."**

15           Page 4, line 37, delete "7." and insert "8."

16           Page 4, line 41, delete "10" and insert "11".

17           Page 5, delete lines 13 through 26.

18           Page 5, line 30, delete "8." and insert "9."

19           Page 5, line 32, delete "9." and insert "10."

20           Page 5, line 34, delete "10." and insert "11."

21           Page 5, line 41, delete "11." and insert "12."

22           Page 6, line 8, delete "manufactured," and insert "**manufactured**  
 23           **only if'**".

24           Page 6, line 9, delete "regardless of whether".

25           Page 6, line 11, delete "12." and insert "13."

26           Page 6, line 20, delete "manufactured," and insert "**manufactured**  
 27           **only if'**".

28           Page 6, line 21, delete "regardless of whether".

29           Page 6, between lines 22 and 23, begin a new paragraph and insert:

30           **"Sec. 14. (a) This section applies only to the holder of an artisan**  
 31           **distiller's permit that also holds an interest in a distiller's permit**  
 32           **under IC 7.1-3-7.**

33           **(b) An artisan distiller may not:**

34                 **(1) serve complimentary samples of liquor; and**

35                 **(2) sell liquor;**

36           **manufactured under the distiller's permit issued under IC 7.1-3-7**  
 37           **on the premises of the artisan distillery or at any other location**  
 38           **that the holder of the artisan distiller's permit is authorized to sell**

1       **and serve samples of liquor manufactured under the artisan**  
2       **distiller's permit."**

3       Page 6, line 23, delete "13." and insert "**15.**".

4       Page 6, delete lines 30 through 33.

(Reference is to HB 1293 as printed February 1, 2013.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 9, Nays 0.

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**Alting**

**Chairperson**