



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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February 24, 2010

Mr. President:

The Business and Labor Committee reports a favorable recommendation on **S.B. 167**, ALCOHOLIC BEVERAGE CONTROL ACT RECODIFICATION, by Senator J. Valentine, with the following amendments and recommends it be considered read for the second time and placed on the Consent Calendar.

1. *Page 2, Lines 38 through 39:*

38 Other Special Clauses:

39 This bill provides an effective date.

This bill coordinates with H.B. 141, Utah Substance Abuse and Anti-violence Coordinating Council Amendments, to technically merge amendments.

This bill coordinates with H.B. 223, Alcoholic Beverage Control Act and Licenses, to technically merge amendments.

2. *Page 23, Lines 688 through 689:*

688 32A-15a-203, as enacted by Laws of Utah 2003, Chapter 314

Utah Code Sections Affected by Coordination Clause:

32B-2-402, Utah Code Annotated 1953

32B-6-203, Utah Code Annotated 1953

32B-6-303, Utah Code Annotated 1953

32B-6-703, Utah Code Annotated 1953

32B-7-305, Utah Code Annotated 1953

Bill Number



SB0167

Action Class



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Action Code



SCRAMDCON

3. Page 24, Lines 718 through 719:

718 (6) A business license issued under this section ~~{-constitutes-}~~ does not
constitute written consent of the local
719 authority within the meaning of Title [32A] 32B, Alcoholic Beverage Control Act.

4. Page 72, Line 2224 through Page 73, Line 2230:

2224 (5) ~~{(a)}~~ A commissioner shall ~~{;}~~
2225 ~~{(i)}~~ take the oath of office ~~{; and~~
2226 ~~(ii) give a bond to the state for faithful performance of duties:~~
2227 ~~(A) in an amount determined by the Division of Finance; and~~
2228 ~~(B) in a form approved by the attorney general.~~
2229 ~~(b) The state shall pay the premium for a bond required by this Subsection~~
~~(5)}~~ .
2230 (6) (a) The governor may remove a commissioner from the commission for cause
after

5. Page 403, Lines 12462 through 12464:

12462 Section 384. Effective date.
12463 This bill takes effect on July 1, 2011, except the amendments to Section
12464 58-82-102(Effective 07/01/12) take effect on July 1, 2012.

Section 385. Coordinating this S.B. 167 with H.B. 141 -- Technically merging changes.

If this S.B. 167 and H.B. 141, Utah Substance Abuse and Anti-violence Coordinating Council Amendments, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel, in preparing the Utah Code database for publication change the references from "Utah Substance Abuse and Anti-violence Coordinating Council" to "Utah Substance Abuse Coordinating Council" in the following subsections enacted in this bill to take effect July 1, 2011:

(1) Subsection 32B-2-402(1)(d); and

(2) Subsection 32B-7-305(5).

Section 386. Coordinating this S.B. 167 with H.B. 223 -- Technically merging changes. If this S.B. 167 and H.B. 223, Alcoholic Beverage Control Act and Licenses, both pass, it is the intent of the Legislature that the Office of Legislative Research and General Counsel in preparing the Utah Code database for publication make the following changes to the following subsections enacted in this bill to take effect on July 1, 2011:

- (1) change the number in Subsection 32B-6-203(3)(a) from "5,200" to "5,000";**
- (2) change the number in Subsection 32B-6-303(3)(a) from "9,300" to "8,700"; and**
- (3) change the number in Subsection 32B-6-703(3)(a) from "30,500" to "53,400".**

Respectfully,

John L. Valentine
Committee Chair

Voting: 6-0-1

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