

S.B. 261

AMENDMENTS RELATED TO ALCOHOLIC BEVERAGE CONTROL

SENATE FLOOR AMENDMENTS

AMENDMENT 4

MARCH 7, 2013 9:18 AM

Senator **Todd Weiler** proposes the following amendments:

1. Page 47, Line 1434 through Page 47a, Line 1448h

a. Senate Committee Amendments

b. 3-6-2013:

- 1434 32B-5-311. Private events at retail licensee premises.
- 1435 ~~§~~ → {+} ← ~~§~~ Subject to ~~§~~ → [Section] Sections ← ~~§~~ 32B-5-309 ~~§~~ → and 32B-6-505 ← ~~§~~ , a
- 1435a retail licensee may temporarily rent or otherwise
- 1436 temporarily lease its premises to a person after the hours the retail licensee may sell, offer for
- 1437 sale, or furnish an alcoholic product if:
- 1438 ~~§~~ → {+} (1) {+} {-(a)} ← ~~§~~ the person who temporarily rents or leases the licensed premises
- 1438a obtains an
- 1438a event
- 1439 permit under Chapter 9, Event Permit Act, for the time period that the retail licensee rents or
- 1440 otherwise leases its licensed premises;
- 1441 ~~§~~ → {+} (2) {+} {-(b)} ← ~~§~~ the event for which the licensed premises are leased is not open
- 1441a to the
- 1441a public;
- 1442 ~~§~~ → {+} (3) {+} {-(c)} ← ~~§~~ the person to whom the retail licensee rents or leases the
- 1442a premises agrees in
- 1442a writing
- 1443 to comply with this title as if the person is the retail licensee, except for:
- 1444 ~~§~~ → {+} (a) {+} {-(i)} ← ~~§~~ a requirement related to making or maintaining a record; and
- 1445 ~~§~~ → {+} (b) {+} {-(ii)} ← ~~§~~ the hours during which an alcoholic product may be sold,
- 1445a offered for sale,
- 1445a or
- 1446 furnished; and
- 1447 ~~§~~ → {+} (4) {+} {-(d)} ← ~~§~~ the retail licensee takes reasonable steps to ensure that the
- 1447a person complies
- 1447a with
- 1448 this section.
- 1448a ~~§~~ → {-(2)} Subject to Sections 32B-5-309 and 32-6-505, a retail licensee may temporarily rent or
- 1448b otherwise temporarily lease its premises for a private event during the hours the retail ← ~~§~~
- 1448c ~~§~~ → licensee may sell, offer for sale, or furnish an alcoholic product if:

- 1448d ~~(a) the person to whom the retail licensee rents or leases the premises agrees in writing to~~
1448e ~~comply with this title as if the person is the retail licensee, except for a requirement related to~~
1448f ~~making or maintaining a record; and~~
1448g ~~(b) the retail licensee takes reasonable steps to ensure that the person complies with this~~
1448h ~~section as provided in Subsection (2)(a).}~~ ←§

2. Page 52, Line 1605:

1605 alcoholic product.

(15) Subject to Section 32B-5-309, a full-service restaurant licensee may not temporarily rent or otherwise temporarily lease its premises to a person unless:

(a) the person to whom the full-service restaurant licensee rents or leases the premises agrees in writing to comply with this title as if the person is the full-service restaurant licensee, except for a requirement related to making or maintaining a record; and

(b) the full-service restaurant licensee takes reasonable steps to ensure that the person complies with this title as provided in Subsection (15)(a).

3. Page 58, Line 1770

Senate Committee Amendments

3-6-2013:

1770 containers of an alcoholic product.

(15) Subject to Section 32B-5-309, a limited-service restaurant licensee may not temporarily rent or otherwise temporarily lease its premises to a person unless:

(a) the person to whom the limited-service restaurant licensee rents or leases the premises agrees in writing to comply with this title as if the person is the limited-service restaurant licensee, except for a requirement related to making or maintaining a record; and

(b) the limited-service restaurant licensee takes reasonable steps to ensure that the person complies with this title as provided in Subsection (15)(a).

=

4. Page 62, Line 1893:

1893 containers of beer.

(14) Subject to Section 32B-5-309, a beer-only restaurant licensee may not temporarily rent or otherwise temporarily lease its premises to a person unless:

(a) the person to whom the beer-only restaurant licensee rents or leases the premises agrees in writing to comply with this title as if the person is the beer-only restaurant licensee, except for a requirement related to making or maintaining a record; and

(b) the beer-only restaurant licensee takes reasonable steps to ensure that the person complies with this title as provided in Subsection (14)(a).