

1 **ALCOHOLIC BEVERAGE CONTROL TASK**
2 **FORCE**

3 2005 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: David Ure**

7 **LONG TITLE**

8 **General Description:**

9 This bill creates the Alcoholic Beverage Control Task Force.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ creates the Alcoholic Beverage Control Task Force; and
- 13 ▶ provides for the duties of the task force.

14 **Monies Appropriated in this Bill:**

15 This bill appropriates:

- 16 ▶ \$3,600 to the Senate; and
- 17 ▶ \$6,000 to the House of Representatives.

18 **Other Special Clauses:**

19 This bill is repealed November 30, 2005.

20 **Uncodified Material Affected:**

21 ENACTS UNCODIFIED MATERIAL

23 *Be it enacted by the Legislature of the state of Utah:*

24 Section 1. **Alcoholic Beverage Control Task Force -- Creation -- Membership --**

25 **Quorum -- Compensation -- Staff.**

26 (1) There is created the Alcoholic Beverage Control Task Force consisting of the
27 following 17 members:



28 (a) three members of the Senate appointed by the president of the Senate, no more than
29 two of whom may be from the same political party;

30 (b) five members of the House of Representatives appointed by the speaker of the
31 House of Representatives, no more than three of whom may be from the same political party;

32 (c) the director of the Department of Alcoholic Beverage Control or the director's
33 designee; and

34 (d) the following appointed by the governor:

35 (i) a representative of a restaurant licensed under Title 32A, Chapter 4, Part 1,
36 Restaurant Liquor License;

37 (ii) a representative of an association that represents restaurants licensed under Title
38 32A, Chapter 4, Part 1, Restaurant Liquor License;

39 (iii) a representative of the Utah Travel Council;

40 (iv) a representative of a hotel or resort facility that:

41 (A) is licensed under Title 32A, Chapter 4, Part 4, On-Premise Banquet License; and

42 (B) provides banquets and room service;

43 (v) a representative of a resort facility that is generally considered a destination resort
44 for tourism;

45 (vi) a representative of a conference center;

46 (vii) a representative of a private club licensed under Title 32A, Chapter 5, Private
47 Club Liquor Licenses; and

48 (viii) a representative of an organization such as a chamber of commerce representing
49 businesses located within a city of the first class and a county of the first class.

50 (2) (a) The president of the Senate shall designate a member of the Senate appointed
51 under Subsection (1)(a) as a cochair of the task force.

52 (b) The speaker of the House of Representatives shall designate a member of the House
53 of Representatives appointed under Subsection (1)(b) as a cochair of the task force.

54 (3) (a) A majority of the members of the task force constitute a quorum.

55 (b) The action of a majority of a quorum constitutes the action of the task force.

56 (4) (a) Salaries and expenses of a member of the task force who is a legislator shall be
57 paid in accordance with Section 36-2-2 and Legislative Joint Rule 15.03.

58 (b) A member of the task force who is not a legislator may not receive compensation

59 for the member's work associated with the task force, but may receive per diem and
60 reimbursement for travel expenses incurred as a member of the task force at the rates
61 established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

62 (5) The Office of Legislative Research and General Counsel shall provide staff support
63 to the task force.

64 Section 2. **Duties -- Interim report.**

65 (1) The task force shall review and make recommendations on the following issues:

66 (a) whether or not the existing Title 32A, Alcoholic Beverage Control Act, can be
67 simplified;

68 (b) how to accommodate tourism in implementing alcoholic beverage control; and

69 (c) any other issue related to alcoholic beverage control that the task force elects to
70 study.

71 (2) A final report, including any proposed legislation, shall be presented to the
72 Business and Labor Interim Committee before November 30, 2005.

73 Section 3. **Appropriation.**

74 There is appropriated from the General Fund for fiscal year 2005-06 only:

75 (1) \$3,600 to the Senate to pay for the compensation and expenses of senators on the
76 task force; and

77 (2) \$6,000 to the House of Representatives to pay for the compensation and expenses
78 of representatives on the task force.

79 Section 4. **Repeal date.**

80 This bill is repealed November 30, 2005.

Legislative Review Note
as of 1-4-05 8:11 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

State Impact

This bill appropriates \$9,600 from the General Fund in FY 2006. The funds will be distributed \$3,600 to the Senate and \$6,000 to the House of Representatives.

	<u>FY 2006</u> <u>Approp.</u>	<u>FY 2007</u> <u>Approp.</u>	<u>FY 2006</u> <u>Revenue</u>	<u>FY 2007</u> <u>Revenue</u>
General Fund	\$9,600	\$0	\$0	\$0
TOTAL	\$9,600	\$0	\$0	\$0

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst