

1                   **CONSUMER ALCOHOLIC BEVERAGE PURCHASING**

2                                   2022 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Gene Davis**

5                                   House Sponsor: Timothy D. Hawkes

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7 **LONG TITLE**

8 **Committee Note:**

9                   The Business and Labor Interim Committee recommended this bill.

10                   Legislative Vote: 14 voting for 0 voting against 7 absent

11 **General Description:**

12                   This bill amends provisions of the Alcoholic Beverage Control Act regarding consumer  
13 purchasing.

14 **Highlighted Provisions:**

15                   This bill:

- 16                   ▶ defines terms;
- 17                   ▶ creates the Division of Consumer Purchasing (division) within the Department of
- 18 Alcoholic Beverage Control;
- 19                   ▶ moves the wine subscription program under the administration of the division;
- 20                   ▶ requires the division to establish a consumer purchasing system;
- 21                   ▶ outlines the parameters of the consumer purchasing system;
- 22                   ▶ ~~§→ [ requires the Alcoholic Beverage Control Commission to receive and review~~
- 23 ~~complaints regarding the division or the consumer purchasing system; and] ←§~~
- 24                   ▶ grants the Alcoholic Beverage Control Commission rulemaking authority.

25 **Money Appropriated in this Bill:**

26                   None

27 **Other Special Clauses:**

S.B. 14



121 (a) ensure that an alcoholic product ordered through the consumer purchasing system is  
 122 shipped or transported to a department warehouse;

123 (b) deliver an alcoholic product ordered through the consumer purchasing system to the  
 124 appropriate state store or package agency;

125 (c) notify the person who ordered an alcoholic product through the consumer  
 126 purchasing system when the alcoholic product is ready for the person to collect;

127 (d) administer the consumer purchasing system in a manner that:

128 (i) is efficient;

129 (ii) ensures timely delivery of alcoholic products; and

130 (iii) frequently updates a person who orders an alcoholic product through the consumer  
 131 purchasing system on the status of the order; and

132 ~~§→ [(e) establish a method by which a person may submit to the commission a comment or~~  
 133 ~~complaint regarding the division or the consumer purchasing system.] ←§~~

134 (3) The division may not require that a person order a specific quantity of an alcoholic  
 135 product that is:

136 (a) different than a quantity the vendor offers for sale; or

137 (b) larger than the smallest quantity the vendor offers for sale.

138 Section 7. Section **32B-2-803** is enacted to read:

139 **32B-2-803. Rulemaking -- Consumer purchasing complaints.**

140 (1) The commission may make rules in accordance with Title 63G, Chapter 3, Utah  
 141 Administrative Rulemaking Act, to carry out the provisions of this part.

142 ~~§→ [(2) The commission shall:~~

143 ~~— (a) receive and review each comment or complaint a person submits regarding the~~  
 144 ~~division or the consumer purchasing system; and~~

145 ~~— (b) take any action permitted under this title that the commission determines necessary~~  
 146 ~~to address a comment or complaint.] ←§~~