

**ALCOHOLIC BEVERAGE CONTROL ACT ENFORCEMENT**

**FUND**

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Derrin R. Owens**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill amends provisions regarding money in the Alcoholic Beverage Control Act Enforcement Fund.

**Highlighted Provisions:**

This bill:

- requires the Department of Alcoholic Beverage Control to deposit into the General Fund \$3 million of unspent money in the Alcoholic Beverage Control Act

Enforcement Fund; and

- makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**32B-2-305**, as last amended by Laws of Utah 2020, Fifth Special Session, Chapter 20

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

Section 1. Section **32B-2-305** is amended to read:



28 **32B-2-305. Alcoholic Beverage Control Act Enforcement Fund.**

29 (1) As used in this section:

30 (a) "Alcohol-related law enforcement officer" is as defined in Section [32B-1-201](#).

31 (b) "Enforcement ratio" is as defined in Section [32B-1-201](#).

32 (c) "Fund" means the Alcoholic Beverage Control Act Enforcement Fund created in  
33 this section.

34 (2) There is created an expendable special revenue fund known as the "Alcoholic  
35 Beverage Control Act Enforcement Fund."

36 (3) (a) The fund consists of:

37 (i) deposits made under Subsection (4); and

38 (ii) interest earned on the fund.

39 (b) (i) The fund shall earn interest.

40 (ii) Interest on the fund shall be deposited into the fund.

41 (4) After the deposit made under Section [32B-2-304](#) for the school lunch program, the  
42 department shall deposit 0.875% of the total gross revenue from the sale of liquor with the state  
43 treasurer to be credited to the fund to be used ~~[by the Department of Public Safety]~~ as provided  
44 in Subsection (5).

45 (5) (a) The Department of Public Safety shall expend money from the fund to  
46 supplement appropriations by the Legislature so that the Department of Public Safety maintains  
47 a sufficient number of alcohol-related law enforcement officers such that beginning on July 1,  
48 2012, each year the enforcement ratio as of July 1 is equal to or less than the number specified  
49 in Section [32B-1-201](#).

50 (b) Beginning July 1, 2012, four alcohol-related law enforcement officers shall have as  
51 a primary focus the enforcement of this title in relationship to restaurants.

52 (c) For the fiscal year 2023, the department shall deposit into the General Fund \$3  
53 million of unspent money in the fund.