

ESB 5751 - H COMM AMD

By Committee on Commerce & Labor

ADOPTED 03/07/2008

1 On page 2, line 16, after "and" strike "obviously" and insert
2 "apparently"

3 On page 2, after line 20, insert the following:

4 "(h) The board may prohibit tasting at a pilot project location
5 that is within the boundaries of an alcohol impact area recognized by
6 resolution of the board if the board finds that the tasting activities
7 at the location are having an adverse effect on the reduction of
8 chronic public inebriation in the area."

9 Reletter the remaining subsections consecutively and correct any
10 internal references accordingly.

EFFECT: (1) Gives the Liquor Control Board authority to prohibit
tasting at a pilot project location within a board-recognized alcohol
impact area if tasting at the location is having an adverse effect on
the reduction of chronic public inebriation in the area.

(2) Provides that licensees must be able to observe and control
persons to ensure that "apparently" intoxicated, rather than
"obviously" intoxicated, persons cannot possess or consume alcohol.
("Apparently" is used in penalty provisions.)

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