

## Session 122 - (2017-2018)

### H 4068 General Bill, By Herbkersman

**Similar (S 0115, S 0126)**

#### **Summary:** SC Alcohol Server Training Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 3 TO TITLE 61 SO AS TO ENACT "ALLI'S LAW" OR THE "RESPONSIBLE ALCOHOL SERVER TRAINING ACT"; TO PROVIDE DEFINITIONS; TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE EMPLOYED AS AN ALCOHOL SERVER OR A MANAGER ON PERMITTED OR LICENSED PREMISES UNTIL AN ALCOHOL SERVER CERTIFICATE IS OBTAINED; TO PROVIDE FOR THE COLLABORATION WITH THE DEPARTMENT OF REVENUE (DOR), THE DEPARTMENT OF ALCOHOL AND OTHER DRUG ABUSE SERVICES (DAODAS), AND THE STATE LAW ENFORCEMENT DIVISION (SLED) FOR THE AUTHORIZATION TO APPROVE ALCOHOL SERVER TRAINING PROGRAMS, THE COST, CURRICULA, AND SUSPENSION OR REVOCATION OF AN ALCOHOL SERVER TRAINING PROGRAM; TO PROVIDE A PROVIDER OF A TRAINING PROGRAM SHALL PAY A FEE TO BE DEPOSITED IN THE RESPONSIBLE ALCOHOL SERVER TRAINING FUND, AND TO PROVIDE DOR, WITH THE ASSISTANCE OF SLED, TO PREPARE AND DELIVER EACH YEAR A REPORT OF ALL INCOME AND EXPENDITURES TO THE GOVERNOR, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE PRESIDENT PRO TEMPORE OF THE SENATE; TO PROVIDE FOR THE ISSUANCE OF AN ALCOHOL SERVER CERTIFICATION; TO PROVIDE FOR FINES AND PENALTIES; TO PROVIDE FOR REQUIREMENTS FOR RENEWAL OF A PERMIT OR LICENSE FOR ON-PREMISES CONSUMPTION UNDER CHAPTERS 4 AND 6, TITLE 61; TO PROVIDE THAT SLED AND DOR ARE RESPONSIBLE FOR ENFORCEMENT OF THE PROVISIONS OF THIS CHAPTER; TO AMEND SECTION 61-2-60, RELATING TO PROMULGATION OF REGULATIONS, SO AS TO PROVIDE FOR DOR AND SLED TO PROMULGATE REGULATIONS GOVERNING THE DEVELOPMENT, IMPLEMENTATION, EDUCATION, AND ENFORCEMENT OF RESPONSIBLE ALCOHOL SERVER TRAINING PROVISIONS; TO AMEND SECTION 61-4-50, RELATING TO SALES OF BEER, ALE, PORTER, WINE, OR OTHER SIMILAR MALT OR FERMENTED BEVERAGE TO UNDERAGE PERSONS, SO AS TO INCLUDE IN EACH OFFENSE THE SUSPENSION OF THE ALCOHOL SERVER CERTIFICATE AND REQUIREMENTS TO OBTAIN A NEW ALCOHOL SERVER CERTIFICATE; TO AMEND SECTION 61-4-90, RELATING TO THE TRANSFER OF BEER OR WINE FOR UNDERAGE PERSON CONSUMPTION, SO AS TO INCLUDE IN EACH OFFENSE THE SUSPENSION OF THE ALCOHOL SERVER CERTIFICATE; TO AMEND SECTION 61-4-580, AS AMENDED, RELATING TO PROHIBITED ACTS REGARDING THE SALE OF BEER AND WINE, SO AS TO PROVIDE FOR THE REVOCATION OR SUSPENSION OF THE HOLDER'S PERMIT TO SELL BEER OR WINE AND TO IMPOSE PENALTIES FOR A PERSON HOLDING AN ALCOHOL SERVER CERTIFICATE; TO AMEND SECTION 61-6-2220, RELATING TO SALES TO AN INTOXICATED PERSON, SO AS TO INCLUDE IN EACH OFFENSE THE SUSPENSION OF THE ALCOHOL SERVER CERTIFICATE; TO AMEND SECTION 61-6-4070, RELATING TO TRANSFERRING OR GIVING ALCOHOLIC LIQUORS TO A PERSON UNDER THE AGE OF TWENTY-ONE, SO AS TO INCLUDE IN EACH OFFENSE THE SUSPENSION OF THE ALCOHOL SERVER CERTIFICATE; TO AMEND SECTION 61-6-4080, RELATING TO THE SALE OF ALCOHOLIC LIQUORS TO A PERSON UNDER THE AGE OF TWENTY-ONE YEARS AND ITS PENALTIES AND COMPLETION OF A MERCHANT ENFORCEMENT PROGRAM, SO AS TO INCLUDE IN EACH OFFENSE THE SUSPENSION OF THE ALCOHOL SERVER CERTIFICATE AND REQUIREMENTS TO OBTAIN A NEW ALCOHOL SERVER CERTIFICATE; AND TO PROVIDE THAT THE DAODAS SHALL PROVIDE ALCOHOL SERVER TRAINING UNDER CERTAIN CONDITIONS.

**03/29/17 House Introduced and read first time (House Journal-page 51)**

**03/29/17 House Referred to Committee on Judiciary (House Journal-page 51)**