

Adopted	Rejected
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COMMITTEE REPORT

YES:	11
NO:	0

MR. SPEAKER:

*Your Committee on Public Policy, Ethics and Veterans Affairs, to which was referred House Bill 1369, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, line 3, strike "may" and insert "**shall**".
- 2 Page 1, line 7, strike "If the commission exercises the power granted in
- 3 subsection (a)".
- 4 Page 1, line 8, delete "the" and insert "The".
- 5 Page 2, between lines 7 and 8, begin a new paragraph and insert:
- 6 "SECTION 2. IC 7.1-3-9-12 IS ADDED TO THE INDIANA CODE
- 7 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 8 1, 2003]: **Sec. 12. (a) This section applies to:**
- 9 **(1) the holder of a three-way permit that is issued to a civic**
- 10 **center, a sports arena, a stadium, an exhibition hall, an**
- 11 **auditorium, a theater, a tract that contains a premises that is**
- 12 **described in IC 7.1-3-1-14(e)(2), or a convention center; or**
- 13 **(2) the holder of a catering permit while catering alcoholic**
- 14 **beverages at a civic center, a sports arena, a stadium, an**
- 15 **exhibition hall, an auditorium, a theater, a tract that contains**
- 16 **a premises that is described in IC 7.1-3-1-14(e)(2), or a**

1 **convention center.**

2 **(b) As used in this section, "suite" means an area in a building**
3 **or facility referred to in subsection (a) that:**

- 4 **(1) is not accessible to the general public;**
- 5 **(2) has accommodations for not more than seventy-five (75)**
6 **persons; and**

- 7 **(3) is accessible only to persons who possess a ticket:**
- 8 **(A) to an event in a building or facility referred to in**
9 **subsection (a); and**

- 10 **(B) that entitles the person to occupy the area while**
11 **viewing the event described in clause (A).**

12 **The term does not include a restaurant, lounge, or concession area,**
13 **even if access to the restaurant, lounge, or concession area is**
14 **limited to certain ticket holders.**

15 **(c) A permittee may allow the self-service of individual servings**
16 **of alcoholic beverages in a suite.**

- 17 **(d) A person who:**
- 18 **(1) possesses a ticket described in subsection (b)(3); and**
- 19 **(2) is at least twenty-one (21) years of age;**
- 20 **may obtain an alcoholic beverage in a suite by self-service.**

- 21 **(e) A permittee may do any of the following:**
- 22 **(1) Demand that a person occupying a suite provide:**
- 23 **(A) a written statement under IC 7.1-5-7-4; and**
- 24 **(B) identification indicating that the person is at least**
25 **twenty-one (21) years of age.**

26 **(2) Supervise the self-service of alcoholic beverages.**

27 **(3) Have an employee in the suite who holds an employee**
28 **permit under IC 7.1-3-18-9 to serve some or all of the**
29 **alcoholic beverages.**

30 **SECTION 3. IC 7.1-3-20-16, AS AMENDED BY P.L.170-2002,**
31 **SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE**
32 **JULY 1, 2003]: Sec. 16. (a) A permit that is authorized by this section**
33 **may be issued without regard to the quota provisions of IC 7.1-3-22.**

34 **(b) The commission may issue a three-way permit to sell alcoholic**
35 **beverages for on premises consumption only to an applicant who is the**
36 **proprietor, as owner or lessee, or both, of a restaurant facility in the**
37 **passenger terminal complex of a publicly owned airport which is**
38 **served by a scheduled commercial passenger airline certified to**

1 enplane and deplane passengers on a scheduled basis by a federal
2 aviation agency. A permit issued under this subsection shall not be
3 transferred to a location off the airport premises.

4 (c) The commission may issue a three-way, two-way, or one-way
5 permit to sell alcoholic beverages for on premises consumption only to
6 an applicant who is the proprietor, as owner or lessee, or both, of a
7 restaurant within a redevelopment project consisting of a building or
8 group of buildings that:

9 (1) was formerly used as part of a union railway station;

10 (2) has been listed in or is within a district that has been listed in
11 the federal National Register of Historic Places maintained
12 pursuant to the National Historic Preservation Act of 1966, as
13 amended; and

14 (3) has been redeveloped or renovated, with the redevelopment or
15 renovation being funded in part with grants from the federal,
16 state, or local government.

17 A permit issued under this subsection shall not be transferred to a
18 location outside of the redevelopment project.

19 (d) The commission may issue a three-way, two-way, or one-way
20 permit to sell alcoholic beverages for on premises consumption only to
21 an applicant who is the proprietor, as owner or lessee, or both, of a
22 restaurant:

23 (1) on land; or

24 (2) in a historic river vessel;

25 within a municipal riverfront development project funded in part with
26 state and city money. A permit issued under this subsection may not be
27 transferred. **If an applicant already holds a retailer's permit for the**
28 **premises, the applicant is not eligible for a permit under this**
29 **section.**

30 (e) The commission may issue a three-way, two-way, or one-way
31 permit to sell alcoholic beverages for on premises consumption only to
32 an applicant who is the proprietor, as owner or lessee, or both, of a
33 restaurant within a renovation project consisting of a building that:

34 (1) was formerly used as part of a passenger and freight railway
35 station; and

36 (2) was built before 1900.

37 The permit authorized by this subsection may be issued without regard
38 to the proximity provisions of IC 7.1-3-21-11.

1 (f) The commission may issue a three-way permit for the sale of
2 alcoholic beverages for on premises consumption at a cultural center
3 for the visual and performing arts to a town that:

4 (1) is located in a county having a population of more than four
5 hundred thousand (400,000) but less than seven hundred thousand
6 (700,000); and

7 (2) has a population of more than twenty thousand (20,000) but
8 less than twenty-three thousand (23,000).".

9 Renumber all SECTIONS consecutively.

(Reference is to HB 1369 as introduced.)

and when so amended that said bill do pass.

Representative Lytle