

2017 -- H 5624

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2017

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A N A C T

RELATING TO ALCOHOLIC BEVERAGES -- RETAIL LICENSES

Introduced By: Representatives Ajello, Almeida, Perez, Hull, and Williams

Date Introduced: March 01, 2017

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 3-7-14.2 of the General Laws in Chapter 3-7 entitled "Retail
2 Licenses" is hereby amended to read as follows:

3 **3-7-14.2. Class P licenses -- Caterers.**

4 (a) A caterer licensed by the department of health and the division of taxation shall be
5 eligible to apply for a Class P license from the department of business regulation. The department
6 of business regulation is authorized to issue all caterers' licenses. The license will be valid
7 throughout this state as a state license and no further license will be required or tax imposed by
8 any city or town upon this alcoholic beverage privilege. Each caterer to which the license is
9 issued shall pay to the department of business regulation an annual fee of five hundred dollars
10 (\$500) for the license, and one dollar (\$1.00) for each duplicate of the license, which fees are paid
11 into the state treasury. The department is authorized to promulgate rules and regulations for
12 implementation of this license. In promulgating said rules, the department shall include, but is not
13 limited to, the following standards:

14 (1) Proper identification will be required for individuals who look thirty (30) years old or
15 younger and who are ordering alcoholic beverages;

16 (2) Only valid ID's as defined by these titles are acceptable;

17 (3) An individual may not be served more than two (2) drinks at a time;

18 (4) Licensee's, their agents, or employees will not serve visibly intoxicated individuals;

19 (5) Licensee's may only serve alcoholic beverages for no more than a five (5) hour period

1 per event; provided, that no alcoholic beverage is sold or served after one o'clock (1:00) a.m., nor
2 before six o'clock (6:00) a.m.;

3 (6) Only a licensee, or its employees, may serve alcoholic beverages at the event;

4 (7) The licensee will deliver and remove alcoholic beverages to the event; ~~and~~

5 (8) No shots or triple alcoholic drinks will be served- ; and

6 (9) No caterer may sell or serve alcohol at a location that is within two hundred feet
7 (200') of any public, private, or parochial school or place of worship more than one time per
8 month and a maximum of four (4) times per year at the same location, unless the location is
9 exempted under §3-7-19.

10 (b) Any bartender employed by the licensee shall be certified by a nationally recognized
11 alcohol beverage server training program.

12 (c) The licensee shall purchase at retail all alcoholic beverages from a licensed Class A
13 alcohol retail establishment located in the state, provided, however, any licensee who also holds a
14 Class T license, issued pursuant to the provisions of § 3-7-7, shall be allowed to purchase
15 alcoholic beverages at wholesale. Any person violating this section shall be fined five hundred
16 dollars (\$500) for this violation and shall be subject to license revocation. The provisions of this
17 section shall be enforced in accordance with this title.

18 (d) Violation of subsection (a) of this section is punishable upon conviction by a fine of
19 not more than five hundred dollars (\$500) and/or a suspension or revocation of the Class P
20 license. Fines imposed under this section shall be paid to the department of business regulation.

21 (e) Cities or towns may fix a later starting time or an earlier ending time, than those times
22 set forth in subsection (a)(5) of this section, within their jurisdiction, at their discretion.

23 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would specify the hours during the day in which Class P licensees may sell or
2 serve alcoholic beverages, would allow the department of business regulation to impose greater
3 penalties for violations of this section, would prohibit regular alcohol sales with two hundred feet
4 (200') of a school or place of worship, and would enable cities or towns to fix earlier starting
5 times or later ending times for the hours during which Class P licensees may sell or serve
6 alcoholic beverages.

7 This act would take effect upon passage.

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