

BILL ANALYSIS

Senate Research Center
78R7802 MCK-F

H.B. 2112
By: Homer (Brimer)
Business & Commerce
5/18/2003
Engrossed

DIGEST AND PURPOSE

Currently the Alcoholic Beverage Code sets out conditions in which an employer may be held responsible for the actions of its employees and provides a "safe harbor" if an employer has its employees trained in the responsible service of alcoholic beverages. However, private clubs may still be cited for an employee who serves a non-member. H.B. 2112 extends the "safe harbor" a private club serving a non-member.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 106.14(a), Alcoholic Beverage Code, to prohibit, for the purposes of this chapter, and any other provision of this code relating to the sales, service, dispensing, or delivery of alcoholic beverages to a person who is not a member of a private club on the premises, a minor, or an intoxicated person or the consumption of alcoholic beverages by a person who is not a member of a private club on the club premises as well as other persons, the actions of an employee from being attributable to the employer under certain circumstances.

SECTION 2. Effective date: September 1, 2003.
Makes application of this Act prospective.