

SENATE BILL No. 254

DIGEST OF INTRODUCED BILL

Citations Affected: IC 7.1-5-7-13.

Synopsis: Alcoholic beverage servers. Allows a waiter, waitress, or server who is at least 18 years of age (instead of at least 19 years of age, under current law) to serve alcoholic beverages in a dining room of a restaurant or hotel, if the person: (1) completes an alcohol server training program; and (2) is supervised by a person at least 21 years of age who has completed an alcohol server training program. Allows a waiter, waitress, or server employed by a supplemental caterer who is at least 18 years of age to serve alcoholic beverages at a catered event if the person: (1) completes an alcohol server training program; and (2) is supervised by a person at least 21 years of age who has completed an alcohol server training program.

Effective: July 1, 2022.

Alting

January 10, 2022, read first time and referred to Committee on Public Policy.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

SENATE BILL No. 254

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 7.1-5-7-13, AS AMENDED BY P.L.270-2017,
2 SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]: Sec. 13. (a) Section 12 of this chapter does not prohibit
4 the following:
5 (1) The employment of a person at least eighteen (18) years of age
6 but less than twenty-one (21) years of age on or about licensed
7 premises where alcoholic beverages are sold, furnished, or given
8 away for consumption either on or off the licensed premises, for
9 a purpose other than:
10 (A) selling;
11 (B) furnishing, other than serving;
12 (C) consuming; or
13 (D) otherwise dealing in;
14 alcoholic beverages.
15 (2) A person at least nineteen (19) years of age but less than
16 twenty-one (21) years of age from ringing up a sale of alcoholic
17 beverages in the course of the person's employment.



1 (3) A person who is at least ~~nineteen (19)~~ **eighteen (18)** years of
 2 age but less than twenty-one (21) years of age and who has
 3 successfully completed an alcohol server training program
 4 certified under IC 7.1-3-1.5 from serving alcoholic beverages in
 5 a dining area or family room of a restaurant or hotel:

6 (A) in the course of a person's employment as a waiter,
 7 waitress, or server; and

8 (B) under the supervision of a person who:

9 (i) is at least twenty-one (21) years of age;

10 (ii) is present at the restaurant or hotel; and

11 (iii) has successfully completed an alcohol server training
 12 program certified under IC 7.1-3-1.5 by the commission.

13 This subdivision does not allow a person at least ~~nineteen (19)~~
 14 **eighteen (18)** years of age but less than twenty-one (21) years of
 15 age to be a bartender.

16 (4) The employment of a person at least eighteen (18) years of age
 17 but less than twenty-one (21) years of age on or about licensed
 18 premises where alcoholic beverages are sold, furnished, or given
 19 away for consumption either on or off the licensed premises if all
 20 the following apply:

21 (A) The person is employed as an assistant on a delivery truck.

22 (B) The person's duties with respect to alcoholic beverages are
 23 limited to handling alcoholic beverages in connection with the
 24 loading, unloading, stowing, or storing of alcoholic beverages
 25 that are being delivered or picked up.

26 (C) The person does not sell, furnish, or deal in alcoholic
 27 beverages in any manner except as expressly permitted under
 28 clause (B).

29 (D) The person acts under the supervision of a driver holding
 30 a salesman's permit.

31 (E) The person does not collect money for the delivery or pick
 32 up.

33 **(5) A person who is at least eighteen (18) years of age but less**
 34 **than twenty-one (21) years of age and who has successfully**
 35 **completed an alcohol server training program certified under**
 36 **IC 7.1-3-1.5 from serving alcoholic beverages at an event**
 37 **catered by the holder of a supplemental caterer's permit**
 38 **issued under IC 7.1-3-9.5:**

39 **(A) in the course of a person's employment as a waiter,**
 40 **waitress, or server by the caterer; and**

41 **(B) under the supervision of a person who:**

42 **(i) is at least twenty-one (21) years of age;**



- 1 **(ii) is present at the catered event; and**
 2 **(iii) has successfully completed an alcohol server training**
 3 **program certified under IC 7.1-3-1.5 by the commission.**
 4 **This subdivision does not allow a person at least eighteen (18)**
 5 **years of age but less than twenty-one (21) years of age to be a**
 6 **bartender.**
 7 (b) This chapter does not prohibit a person less than twenty-one (21)
 8 years of age from being on the premises of a brewery under
 9 IC 7.1-3-2-7(5), a farm winery, including any additional locations of
 10 the farm winery under IC 7.1-3-12-5, or an artisan distillery under
 11 IC 7.1-3-27-5, if the person is:
 12 (1) the child, stepchild, grandchild, nephew, or niece of an owner
 13 of the:
 14 (A) brewery;
 15 (B) farm winery; or
 16 (C) artisan distiller; and
 17 (2) employed on the premises for a purpose other than:
 18 (A) selling;
 19 (B) furnishing, other than serving;
 20 (C) consuming; or
 21 (D) otherwise dealing in;
 22 alcoholic beverages.
 23 A minor described in this subsection is not required to be accompanied
 24 by a parent, legal guardian or custodian, or family member who is at
 25 least twenty-one (21) years of age while on the premises of the brewery
 26 or farm winery.

