

1 AN ACT relating to educational programs.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 243 IS CREATED TO  
4 READ AS FOLLOWS:

5 *(1) An exemption from the sampling license requirements of KRS Chapters 241 to*  
6 *244 shall be granted to an educational program under this section. As used in*  
7 *this section, an "educational program" means a course of study:*

8 *(a) Conducted by a regionally accredited college or university that is licensed in*  
9 *the state of Kentucky; and*

10 *(b) That includes the study of any one (1) or combination of:*

11 *1. Food;*

12 *2. Beverages; or*

13 *3. An industry, occupation, or other subject related to food or beverages.*

14 *(2) The college or university shall not sell alcoholic beverages at retail unless*  
15 *specifically authorized by the department under an alcoholic beverage retail*  
16 *license. No alcoholic beverages shall be sold in connection with an educational*  
17 *program.*

18 *(3) (a) The educational program shall be specifically designated by the college or*  
19 *university with an established curriculum as a part of undergraduate,*  
20 *graduate, postgraduate, or independent studies. The curriculum shall*  
21 *clearly state which classes include the sampling of alcoholic beverages. The*  
22 *educational program may be part of a curriculum emphasizing areas such*  
23 *as:*

24 *1. Business and finance;*

25 *2. The hospitality industry;*

26 *3. Tourism and event management;*

27 *4. The sale, history, culture, branding, sensory evaluation, or*

- 1                   understanding of selected alcoholic beverages;
- 2                   5. The production of distilled spirits, wine, and malt beverages; or
- 3                   6. The service of alcoholic beverages.
- 4                   (b) The college or university program director responsible for oversight of the
- 5                   educational program shall also be responsible for the handling and storage
- 6                   of the alcoholic beverages and complying with any prohibitions against the
- 7                   sale or use of the alcoholic beverages. The program director shall only
- 8                   authorize an educational program instructor to dispense or serve alcoholic
- 9                   beverages for sampling in an educational program class if the instructor
- 10                   has completed the department's Server Training in Alcohol Regulations
- 11                   program.
- 12                   (4) No student or other person shall be served samples under this section unless he
- 13                   or she is twenty-one (21) years of age or older on the first day of any class where
- 14                   the samples will be served.
- 15                   (5) An educational program conducting sampling under this section shall limit
- 16                   alcoholic beverage sampling for each person to:
- 17                   (a) Two (2) ounces of distilled spirits samples per day;
- 18                   (b) Six (6) ounces of wine samples per day; and
- 19                   (c) Sixteen (16) ounces of malt beverage samples per day.
- 20                   (6) Any alcoholic beverages used for sampling under an educational program shall
- 21                   be purchased by the college or university from a retailer holding a quota retail
- 22                   package license.
- 23                   (7) An educational program under this section shall not be required to possess an
- 24                   alcoholic beverage license as a prerequisite to conducting sampling under this
- 25                   section.