

HOUSE BILL 1645

By Jernigan

AN ACT to amend Tennessee Code Annotated, Title 57,  
relative to beer.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-5-108, is amended by deleting subsections (n), (o), and (p) and substituting instead the following subsection:

(n) A county, municipal, or metropolitan beer board or committee shall not impose a fine or other penalty on a permittee based solely on the fact that the alcoholic beverage commission imposed a fine or penalty on the permittee.

SECTION 2. Tennessee Code Annotated, Section 57-4-202, is amended by deleting subsections (b)-(e).

SECTION 3. Tennessee Code Annotated, Section 57-1-214, is amended by deleting subdivisions (a)(2)-(5) and (b)(2) and (3).

SECTION 4. Tennessee Code Annotated, Section 57-1-214, is amended by deleting the language "In any county other than those included in §§ 57-4-202(d) and 57-5-108(p), if" wherever it appears and substituting instead the language "If".

SECTION 5. Tennessee Code Annotated, Section 57-5-104, is amended by deleting subsection (a) and substituting instead the following:

(a) Each applicant for a permit required by § 57-5-103 shall pay an application fee to the county or city in which the applicant's place of business is located. The legislative body of the city or county shall set the amount of the application fee in an amount not to exceed two thousand five hundred dollars (\$2,500). The legislative body may set different amounts depending on the size and type of establishment. The fee is nonrefundable regardless of whether an application is approved or denied.

SECTION 6. Tennessee Code Annotated, Section 57-5-104, is amended by deleting subdivision (b)(1) and substituting instead the following:

(1) There is hereby imposed a privilege tax on the business of selling, distributing, storing, or manufacturing beer in this state, notwithstanding § 57-6-112. The legislative body of the city or county shall set the amount of the annual privilege tax in an amount not to exceed five hundred dollars (\$500). The legislative body may set different amounts depending on the size and type of establishment.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.