

OCCUPATIONAL RESTRICTION AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Norman K. Thurston

Senate Sponsor: _____

LONG TITLE

Committee Note:

9 The Occupational and Professional Licensure Review Committee recommended this
10 bill.

11 General Description:

12 This bill modifies provisions related to serving an alcoholic product in a restaurant
13 licensed by the Department of Alcoholic Beverage Control.

14 **Highlighted Provisions:**

15 This bill:

- ▶ allows an employee of a restaurant licensee who is at least 18 years of age to:
 - inform a patron of the availability of an alcoholic product for purchase; and
 - take a patron's order for an alcoholic product; and
- ▶ makes technical and conforming changes.

20 Money Appropriated in this Bill:

21 None

22 Other Special Clauses:

23 None

24 Utah Code Sections Affected:

25 AMENDS:

26 32B-5-308, as last amended by Laws of Utah 2018, Chapter 249



28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **32B-5-308** is amended to read:

30 **32B-5-308. Requirements on staff or others on premises -- Employing a minor.**

31 (1) Staff of a retail licensee, while on duty, may not:

32 (a) consume an alcoholic product; or

33 (b) be intoxicated.

34 (2) (a) A retail licensee may not employ a minor to sell, offer for sale, furnish, or
35 dispense an alcoholic product.

36 (b) Notwithstanding Subsection (2)(a), unless otherwise prohibited in the provisions
37 related to the specific type of retail license, a retail licensee may employ a minor who is at least
38 16 years of age to enter the sale at a cash register or other sales recording device.

39 (3) A full-service restaurant licensee, limited-service restaurant licensee, or beer-only
40 restaurant licensee may employ a minor who is at least 18 years of age to:

41 (a) bus tables, including containers that contain an alcoholic product[-];

42 (b) inform a patron of the availability of an alcoholic product for purchase; or

43 (c) take a patron's order for an alcoholic product.