

Bill Summary
1st Session of the 60th Legislature

Bill No.:	SB 1032
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Author:	Sen. Howard
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Bill Analysis

SB 1032 requires a licensed establishment that claims that the actions of an employee are not attributable to the establishment to provide an affidavit to the Alcoholic Beverage Laws Enforcement (ABLE) Commission that indicates that the establishment was in compliance. The measure authorizes the ABLE Commission to require the establishment to present more evidence in a hearing. The measure provides that the actions of the employee shall be attributable to the establishment if the employee is not licensed, sells alcohol to a minor, and allow the consumption of by a person who is insane or mentally deficient, a minor, or an intoxicated person. If the employee has 3 or more violations, the measure provides that it shall be a rebuttable presumption that the employer indirectly encouraged a violation of the law. The measure provides a rebuttable presumption that the employer complied with the law if the employer requires each employee to maintain licensure, adopts certain policies and procedures, and ensures that all employees have read and understood the ABLE Commission's policies and procedures.

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