

BILL SUMMARY
1st Session of the 60th Legislature

Bill No.:	HB1367
Version:	POLPCS1
Request Number:	12688
Author:	Rep. Hays
Date:	2/18/2025
Impact:	\$0

Research Analysis

The proposed policy committee substitute for HB 1367 adds definitions of *employee* and *seller-server training certificate*. The measure gives an ABLE licensed establishment 10 days to provide an affidavit that the establishment with in compliance at the time at the violation. If an employee partakes in any of the actions listed in the measure while not possessing a currently valid employee license from the ABLE Commission, their actions will be attributable to the establishment. The rebuttable presumption that the establishment has indirectly encouraged a violation of the law through an employee performing a prohibited act three or more times within a year will stand whether or not it was the same employee. The measure also lists other proof of violation. The measure also lists requirements the establishment needs to have followed in order to establish a rebuttable presumption.

Prepared By: House Research Staff

Fiscal Analysis

HB 1367 outlines the requirements for ABLE-licensed establishments when claiming that an employee's actions are not attributable to the establishment. This measure is not anticipated to have a direct fiscal impact on the state budget or appropriations.

Prepared By: Alexandra Ladner, House Fiscal Staff

Other Considerations

None.