

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 ENGROSSED SENATE
5 BILL NO. 1334

By: Bice of the Senate

and

McEntire of the House

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9 An Act relating to alcoholic beverages; amending
10 Section 33, Chapter 366, O.S.L. 2016 (37A O.S. Supp.
11 2017, Section 2-121), which relates to the Alcoholic
12 Beverage Control Act; modifying requirement for
13 completion of employee training; requiring proof of
14 training completion to be made available; allowing
15 for revocation of license for noncompletion; and
16 providing an effective date.

17 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

18 SECTION 1. AMENDATORY Section 33, Chapter 366, O.S.L.
19 2016 (37A O.S. Supp. 2017, Section 2-121), is amended to read as
20 follows:

21 Section 2-121. An employee license shall authorize the holder
22 thereof to work in a licensed package store, retail spirits, retail
23 wine or retail beer establishment, brewpub, mixed beverage
24 establishment, beer and wine establishment, bottle club, public
event or any establishment where alcohol or alcoholic beverages are
sold, mixed or served. Persons employed by a mixed beverage, on-

1 premises beer and wine, retail wine, retail beer, public event or a
2 bottle club licensee who do not participate in the service, mixing
3 or sale of mixed beverages shall not be required to have an employee
4 license. Provided, however, that a manager employed by a mixed
5 beverage licensee, public event licensee or a bottle club shall be
6 required to have an employee license whether or not the manager
7 participates in the service, mixing or sale of mixed beverages.
8 Applicants for an employee license must be at least eighteen (18)
9 years of age and have a health card issued by the county in which
10 they are employed, if the county issues such a card; provided, the
11 provisions of this section shall not be construed to permit any
12 person under twenty-one (21) years of age to be employed to sell
13 spirits. Employees of a special event, caterer, unless catering a
14 mixed beverage-licensed premise or airline/railroad beverage
15 licensees shall not be required to obtain an employee license.
16 Persons employed by a hotel licensee who participate in the stocking
17 of hotel room mini-bars or in the handling of alcoholic beverages to
18 be placed in such devices shall be required to have an employee
19 license. ~~As a prerequisite to the issuance of an employee license~~
20 Not later than fourteen (14) days after employment, the applicant
21 shall be required to have successfully completed a training program
22 conducted by the ABLE Commission, or by another entity approved by
23 the ABLE Commission, including an in-house training program
24 conducted by the employer. Proof of training completion shall be

1 made available for inspection by the ABLE Commission at the business
2 location employing the licensee. The failure of an employee
3 licensee to comply with this section may constitute a revocable
4 offense.

5 SECTION 2. This act shall become effective October 1, 2018.

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7 COMMITTEE REPORT BY: COMMITTEE ON BANKING AND BUSINESS, dated
8 04/04/2018 - DO PASS.
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