

BILL SUMMARY
1st Session of the 60th Legislature

Bill No.:	SB 1032
Version:	FULLPCS1
Request Number:	13492
Author:	Hays
Date:	4/21/2025
Impact:	Please see previous summary of this measure

Research Analysis

The proposed committee substitute for SB 1032 provides that certain actions of an employee are not attributable to an ABLE licensed establishment and will be an affirmative defense to such liability when an establishment receives a notice of violation for certain actions of an employee which are listed in the measure. A licensed establishment may assert the affirmative defense if they require all employees to maintain a valid ABLE license, require the presentation of a seller-server training certificate within 14 days of employment, adopt written policies and procedures that prohibit certain actions, and ensure that all employees have read and understood required policies. A licensed establishment asserting the affirmative defense must provide an affidavit to the ABLE Commission no later than 10 days after receiving the administrative notice. When an employee does not possess a valid employee license, the action of the employee will be attributable to the licensed establishment. Proof by the ABLE Commission that an employee performed a prohibited action on three or more occasions within a year will create a rebuttable presumption that a licensed establishment has indirectly encouraged a violation of the law. Nothing in this act will be construed to establish exclusive means by which the ABLE Commission may establish that a licensed establishment has indirectly encouraged a violation of this act.

Prepared By: Suzie Nahach, House Research Staff

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: House Fiscal Staff

Other Considerations

None.