

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 8, 2018
Date

Committee on Business Affairs and Labor.

After consideration on the merits, the Committee recommends the following:

SB18-138 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 3, line 5, strike "12-47-402,".
- 2 Page 3, line 12, strike "REVOKED;" and substitute "REVOKED OR THE
3 SELLER HAS LOST LEGAL POSSESSION OF THE LICENSED PREMISES;".
- 4 Page 3, line 17, after "REVOKED" insert "OR OF WHICH THE SELLER HAS
5 LOST LEGAL POSSESSION".
- 6 Page 3, line 20, strike "DAYS OR" and substitute "DAYS,".
- 7 Page 3, line 21, strike "DAYS;" and substitute "DAYS, OR HAVE LOST LEGAL
8 POSSESSION OF THE LICENSED PREMISES WITHIN THE LAST SIXTY DAYS;".
- 9 Page 3, line 23, strike "REVOKED," and substitute "REVOKED OR THE
10 SELLER LOST LEGAL POSSESSION OF THE LICENSED PREMISES,".
- 11 Page 4, line 25, strike "TRANSFER".
- 12 Page 4, strike lines 26 and 27 and substitute "SELL ALCOHOL BEVERAGES
13 IF:
14 (a) THE SELLER'S LICENSE IS NOT BEING SURRENDERED OR
15 REVOKED OR THE SELLER DID NOT LOSE LEGAL POSSESSION OF THE
16 LICENSED PREMISES WITHIN THE LAST SIXTY DAYS;
17 (b) COMMON OWNERSHIP DOES NOT EXIST;

1 (c) THE SELLER IS SELLING THE BUSINESS AND TRANSFERRING THE
2 LICENSE TO A NEW OWNER; OR

3 (d) THE SELLER IS CHANGING THE LOCATION OF THE LICENSED
4 PREMISES."

5 Page 5 strike lines 3 through 5 and substitute "MEANS THAT A PERSON
6 OWNS AT LEAST A TEN PERCENT OWNERSHIP INTEREST IN BOTH THE SELLER
7 AND THE PURCHASER AT THE TIME THE LICENSE IS SURRENDERED OR
8 REVOKED OR THE SELLER LOST LEGAL POSSESSION OF THE LICENSED
9 PREMISES."

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