

1 HB395  
2 217962-2  
3 By Representative Lovvorn  
4 RFD: Economic Development and Tourism  
5 First Read: 22-FEB-22



1 contracted with the state university to perform the licensed  
2 activities on the premises located on the state university  
3 campus.

4 (c) An application for a license under this section  
5 must be accompanied by a certificate ~~from~~ signed by the  
6 president or equivalent chief executive officer of the state  
7 university upon whose property the licensed premises is  
8 ~~located.~~ located. If the applicant is a two-year institution  
9 of higher education, the application must also be signed by  
10 the Chancellor of the Alabama Community College System.

11 (d) Notwithstanding any provision of Title 28, Code  
12 of Alabama 1975, including subdivision (a) (20) of Section  
13 28-3A-25 and Section 28-3-4, Code of Alabama 1975, a  
14 Hospitality Management Program license authorizes the licensee  
15 to do all of the following:

16 (1) Operate distilleries, wineries, breweries, or  
17 brewpubs, or any combination thereof, upon the premises of the  
18 state university as necessary to effectuate the purpose and  
19 mission of the state university and the academic programs  
20 described in subsection (b), provided the operations shall be  
21 in compliance with state and federal laws, rules, and  
22 regulations and the licensee shall be approved and permitted  
23 by the Alcohol and Tobacco Tax and Trade Bureau prior to  
24 operating. The alcoholic beverages produced by the  
25 distilleries, wineries, breweries, ~~or~~ and brewpubs may be sold  
26 at retail as further described in subdivision (4) or used for  
27 teaching purposes.

1           (2) Conduct or support classes, seminars, and labs  
2 as deemed necessary on the licensed premises and on adjacent  
3 board licensed premises, whether or not operated by the  
4 licensee, alone or in support of the state university's  
5 academic or other programs, or by other, third-party board  
6 retail licensees. The licensee may work in conjunction with  
7 personnel of other, third-party licensees of the board and may  
8 participate in activities of the state university. Students,  
9 interns, or employees shall be considered employees, agents,  
10 or servants of the licensees for the determination of  
11 liability.

12           (3) Lease an area on the licensed premises to the  
13 Alcoholic Beverage Control Board for use, if requested, to  
14 facilitate the traffic of alcoholic beverages to other board  
15 retail licensees located on the property that participate in  
16 the activities of the state university. With approval of the  
17 board, the licensee may be permitted to maintain a central  
18 storage area for alcoholic beverages produced by the licensee  
19 and to transfer and distribute the alcoholic beverages to  
20 other areas or operations on the licensed premises or other  
21 areas on the state university's campus, but may not leave the  
22 campus except as otherwise authorized pursuant to Title 28,  
23 Code of Alabama 1975.

24           (4) Purchase other liquor and wine from the board,  
25 or as authorized by the board; purchase table wine and beer  
26 from any wholesale licensee of the board; and sell liquor,  
27 wine, and beer dispensed from containers of any size, to

1 include draft or keg beer, for on-premises consumption or  
2 off-premises consumption each day of the week, including  
3 Sundays. The sale of alcoholic beverages shall be in  
4 furtherance of the educational mission of the state university  
5 and the academic programs described in this section, and shall  
6 be confined to those buildings, facilities, and grounds that  
7 comprise the premises licensed pursuant to this section.

8 (e) The Alcoholic Beverage Control Board may not  
9 issue a Hospitality Management Program license to more than  
10 three two-year institutions of higher education.

11 ~~(e)~~(f) A licensee may not manufacture 60,000 or more  
12 barrels of beer per year on its licensed premises, and beer  
13 sold for off-premises consumption may not exceed 864 ounces  
14 per customer per day.

15 ~~(f)~~(g) There is levied and assessed, upon all  
16 alcoholic beverages manufactured and sold at retail as  
17 provided in this section, the privilege or excise tax imposed  
18 on the sale of beer by Sections 28-3-184 and 28-3-190, Code of  
19 Alabama 1975; imposed on the sale of table wine by Section  
20 28-7-18, Code of Alabama 1975; and imposed on the sale of  
21 liquor by Sections 28-3-200 through 28-3-205, Code of Alabama  
22 1975, in the same manner as provided in those sections.

23 ~~(e)~~(g) (h) A licensee shall maintain Responsible  
24 Vendor Program training records.

25 ~~(f)~~(h) (i) A licensee operating in compliance with  
26 this section and any rules adopted by the board thereto shall

1 not be required to obtain any other license of the board under  
2 Chapter 3A of Title 28, Code of Alabama 1975.

3 ~~(g)(i)~~ (j) An annual license fee of one thousand  
4 dollars (\$1,000) is levied and prescribed for a Hospitality  
5 Management Program license issued and renewed by the board  
6 pursuant to this section and Chapter 3A of Title 28, Code of  
7 Alabama 1975.

8 Section 2. This act shall become effective on the  
9 first day of the third month following its passage and  
10 approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on Economic Devel-  
opment and Tourism..... 22-FEB-22

Read for the second time and placed  
on the calendar 1 amendment ..... 02-MAR-22

Read for the third time and passed  
as amended..... 09-MAR-22

Yeas 76, Nays 8, Abstains 12

Jeff Woodard  
Clerk