



January 29, 2016

HOUSE BILL No. 1247

DIGEST OF HB 1247 (Updated January 28, 2016 10:01 am - DI 107)

Citations Affected: IC 7.1-3; IC 7.1-4.

Synopsis: Alcoholic beverage issues. Provides that the department of natural resources (department) may apply for a three-way permit for a state park and is not subject to certain alcoholic beverage permit statutes and Administrative Code provisions. Provides that the alcohol and tobacco commission shall issue a permit to the department for a state park without: (1) publication of notice or investigation before a local board; and (2) regard to quota provisions. Provides that an annual permit fee for a three-way permit for a state park is \$250.

Effective: July 1, 2016.

**Eberhart, Dermody, Brown C,
Summers**

January 11, 2016, read first time and referred to Committee on Public Policy.
January 28, 2016, amended, reported — Do Pass.

HB 1247—LS 6938/DI 87



January 29, 2016

Second Regular Session of the 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

HOUSE BILL No. 1247

A BILL FOR AN ACT to amend the Indiana Code concerning alcohol and tobacco.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 7.1-3-17.8 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2016]:

4 **Chapter 17.8. State Park Liquor Permits**

5 **Sec. 1. (a) The department of natural resources may apply for**
6 **a three-way permit for one (1) or more state parks. A three-way**
7 **permit for a state park may be a single permit, even though more**
8 **than one (1) area within the state park constitutes the licensed**
9 **premises of the permit.**

10 **(b) A permit issued under this section is not subject to:**

11 **(1) IC 7.1-3-9-10;**

12 **(2) IC 7.1-3-21-1;**

13 **(3) 905 IAC 1-27-1; and**

14 **(4) 905 IAC 1-27-4.**

15 **(c) Separate areas within a state park are not subject to**
16 **IC 7.1-5-5-7.**

17 **(d) Upon application, the commission shall issue a permit to the**

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1 **department of natural resources for a state park without:**

2 **(1) publication of notice or investigation before a local board;**
 3 **and**

4 **(2) regard to the quota provisions of IC 7.1-3-22.**

5 SECTION 2. IC 7.1-4-4.1-9, AS AMENDED BY P.L.224-2005,
 6 SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 7 JULY 1, 2016]: Sec. 9. (a) This section applies to the following
 8 biennial permits:

- 9 (1) Beer retailer's permit.
 10 (2) Liquor retailer's permit.
 11 (3) Wine retailer's permit.
 12 (4) One-way permit.
 13 (5) Two-way permit.
 14 (6) Three-way permit.
 15 (7) Airplane beer permit.
 16 (8) Airplane liquor permit.
 17 (9) Airplane wine permit.
 18 (10) Boat beer permit.
 19 (11) Boat liquor permit.
 20 (12) Boat wine permit.
 21 (13) Dining car beer permit.
 22 (14) Dining car liquor permit.
 23 (15) Dining car wine permit.
 24 (16) Hotel seasonal permit.

25 (b) The commission shall charge a single fee for the issuance of any
 26 combination of retailer's permits issued for the same location or
 27 conveyance.

28 (c) **Except as provided in subsection (d)**, an annual permit fee in
 29 the following amount is imposed on a retailer:

- 30 (1) Five hundred dollars (\$500), if the retailer serves only beer or
 31 only wine.
 32 (2) Seven hundred fifty dollars (\$750), if the retailer serves both
 33 beer and wine but no liquor.
 34 (3) One thousand dollars (\$1,000), if the retailer serves beer,
 35 wine, and liquor.

36 **(d) An annual permit fee for a three-way permit issued to a state**
 37 **park under IC 7.1-3-17.8-1 is two hundred fifty dollars (\$250).**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Policy, to which was referred House Bill 1247, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1247 as introduced.)

DERMODY

Committee Vote: yeas 12, nays 0.

