

# SENATE BILL No. 358

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 7.1-5-7-11.

**Synopsis:** Minors in farm wineries. Requires tastings at a farm winery to be conducted in the following areas that minors are prohibited from entering: (1) A dedicated tastings room. (2) A tastings bar area that is separated from the rest of the room.

**Effective:** July 1, 2017.

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## Alting

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January 10, 2017, read first time and referred to Committee on Public Policy.

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First Regular Session 120th General Assembly (2017)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2016 Regular Session of the General Assembly.

## SENATE BILL No. 358

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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 7.1-5-7-11, AS AMENDED BY P.L.196-2015,  
2 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2017]: Sec. 11. (a) The provisions of sections 9 and 10 of this  
4 chapter shall not apply if the public place involved is one (1) of the  
5 following:  
6 (1) Civic center.  
7 (2) Convention center.  
8 (3) Sports arena.  
9 (4) Bowling center.  
10 (5) Bona fide club.  
11 (6) Drug store.  
12 (7) Grocery store.  
13 (8) Boat.  
14 (9) Dining car.  
15 (10) Pullman car.  
16 (11) Club car.  
17 (12) Passenger airplane.



- 1 (13) Horse racetrack facility holding a recognized meeting permit  
 2 under IC 4-31-5.  
 3 (14) Satellite facility (as defined in IC 4-31-2-20.5).  
 4 (15) Catering hall under IC 7.1-3-20-24 that is not open to the  
 5 public.  
 6 (16) That part of a restaurant which is separate from a room in  
 7 which is located a bar over which alcoholic beverages are sold or  
 8 dispensed by the drink.  
 9 (17) Entertainment complex.  
 10 (18) Indoor golf facility.  
 11 (19) A recreational facility such as a golf course, bowling center,  
 12 or similar facility that has the recreational activity and not the sale  
 13 of food and beverages as the principal purpose or function of the  
 14 person's business.  
 15 (20) A licensed premises owned or operated by a postsecondary  
 16 educational institution described in IC 21-17-6-1.  
 17 (21) An automobile racetrack.  
 18 (22) An indoor theater under IC 7.1-3-20-26.  
 19 (23) A senior residence facility campus (as defined in  
 20 IC 7.1-3-1-29(c)) at which alcoholic beverages are given or  
 21 furnished as provided under IC 7.1-3-1-29.  
 22 (24) A hotel other than a part of a hotel that is a room in a  
 23 restaurant in which a bar is located over which alcoholic  
 24 beverages are sold or dispensed by the drink.  
 25 (25) The location of an allowable event to which IC 7.1-3-6.1  
 26 applies.  
 27 (26) The location of a charity auction to which IC 7.1-3-6.2  
 28 applies.  
 29 **(27) A farm winery and any additional locations of the farm**  
 30 **winery under IC 7.1-3-12-5(b), except for a tastings room or**  
 31 **tastings bar area as set forth in subsection (c).**  
 32 (b) For the purpose of this subsection, "food" means meals prepared  
 33 on the licensed premises. It is lawful for a minor to be on licensed  
 34 premises in a room in which is located a bar over which alcoholic  
 35 beverages are sold or dispensed by the drink if all the following  
 36 conditions are met:  
 37 (1) The minor is eighteen (18) years of age or older.  
 38 (2) The minor is in the company of a parent, guardian, or family  
 39 member who is twenty-one (21) years of age or older.  
 40 (3) The purpose for being on the licensed premises is the  
 41 consumption of food and not the consumption of alcoholic  
 42 beverages.



- 1           (c) A wine tasting conducted at a farm winery may only be
- 2 conducted in one (1) of the following:
- 3           (1) A separate, dedicated tastings room.
- 4           (2) A room that contains a tastings bar area that is separated
- 5 from the rest of the room by a divider. The tastings bar area
- 6 is sufficiently separated if the area is designated using
- 7 moveable stanchions and ropes or any other temporary
- 8 divider.
- 9 A minor is not allowed in a dedicated tastings room or within a
- 10 designated tastings bar area.

