

1 AN ACT relating to serving alcoholic beverages.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 244.090 is amended to read as follows:

- 4 (1) A person holding any license shall not knowingly employ in connection with the
5 licensed business any person who:
- 6 (a) Has been convicted of any felony within the last two (2) years;
- 7 (b) Has been twice convicted of any misdemeanor or offense directly or indirectly
8 attributable to the use of alcoholic beverages within the last two (2) years;
- 9 (c) Is under the age of twenty (20) years, unless the person ~~is~~ employed:
- 10 1. **Works** in a bottling house or room of a licensed distiller, winery, brewer,
11 or rectifier;
- 12 2. **Works** in an office of a wholesaler or manufacturer that is maintained in
13 a building separate from the warehouses or factory;
- 14 3. **Works** at a premises licensed only with a nonquota retail malt beverage
15 package license~~, and the person employed to sell malt beverages is at~~
16 ~~least eighteen (18) years of age~~ and under the supervision of a person
17 twenty (20) years of age or older; ~~or~~
- 18 4. **Works** in any of the following establishments, if the employment is in a
19 capacity that does not involve the sale or serving of alcoholic beverages:
- 20 a. A restaurant that derives at least fifty percent (50%) of its food and
21 alcoholic beverage sales from the sale of food for consumption on
22 the licensed premises; or
- 23 b. Any other establishment with alcoholic beverage sales not
24 exceeding fifty percent (50%) of its gross sales;~~or~~
- 25 **5. *Is eighteen (18) years of age and has earned a high school diploma or***
26 ***an equivalent degree; or***
- 27 (d) Within two (2) years prior to the date of the person's employment, has had any

1 license issued under KRS Chapters 241 to 244 or under any other act or
2 ordinance relating to the regulation of the manufacture, sale, or transportation
3 of alcoholic beverages revoked for cause.

4 (2) The provisions of paragraphs (a) and (b) of subsection (1) of this section shall not
5 apply if the employee's duties do not involve the sale, service, delivery, or traffic in
6 alcoholic beverages at the licensed premises.

7 (3) Violation of this section shall subject both employer and employee to penalties
8 provided in this chapter and shall be cause for revocation of license.