

HOUSE BILL 867

By Lafferty

AN ACT to amend Tennessee Code Annotated, Title 57,
Chapter 4, relative to the sale of alcoholic
beverages on a commercial passenger bus.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-4-101, is amended by deleting subdivision (a)(1) and substituting:

(1) Hotel, commercial passenger boat company, commercial passenger bus, paddlewheel steamboat company, restaurant, commercial airlines, or passenger trains meeting the requirements hereinafter set out, within the boundaries of the political subdivisions, wherein such is authorized under § 57-4-103;

SECTION 2. Tennessee Code Annotated, Section 57-4-102, is amended by adding the following new subdivision:

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(A) "Commercial passenger bus" means a vehicle that:

(i) Is designed and used for intercity transportation of passengers for compensation;

(ii) Is regulated by the U.S. Department of Transportation, Federal Motor Carrier Safety Administration (FMCSA);

(iii) Is at least forty-five feet (45') in length;

(iv) Has an elevated passenger deck over a baggage compartment;

(v) Has passenger seating to accommodate at least sixteen (16) persons, but not more than thirty-six (36) persons;

(vi) Has a separate galley area; and

(vii) While transporting passengers for compensation, also transports an attendant who:

(a) Is not the operator of the bus; and

(b) Holds a valid server permit from the commission;

(B) A commercial passenger bus licensed under this subdivision () shall not sell alcoholic beverages or beer while:

(i) The bus is stopped for the purposes of loading or unloading passengers within the boundaries of a local government that has not approved the sale of alcoholic beverages pursuant to § 57-4-103; or

(ii) The bus is on a route that is less than one hundred (100) miles one-way to its destination; and

(C) Section 55-10-416(c) does not apply to a passenger of a commercial passenger bus licensed under this subdivision ();

SECTION 3. Tennessee Code Annotated, Section 57-4-301(b)(1), is amended by adding the following new subdivision (y):

(y) Commercial passenger bus \$1,250

SECTION 4. Tennessee Code Annotated, Section 57-4-201(b)(1), is amended by deleting the language "historic mansion house site or commercial passenger boat company" and substituting "historic mansion house site, commercial passenger bus, or commercial passenger boat company".

SECTION 5. Tennessee Code Annotated, Section 57-4-201(d)(2), is amended by deleting the language "commercial passenger boat company, or sports authority facility" and substituting "commercial passenger boat company, commercial passenger bus, or sports authority facility".

SECTION 6. Tennessee Code Annotated, Section 57-4-201(d)(6), is amended by deleting the language "commercial passenger boat company, or sports authority facility" and substituting "commercial passenger boat company, commercial passenger bus, or sports authority facility".

SECTION 7. This act takes effect upon becoming a law, the public welfare requiring it.