

SENATE BILL 1166

By Powers

AN ACT to amend Tennessee Code Annotated, Section 57-4-102, relative to consumption of alcoholic beverages on the premises.

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

SECTION 1. Tennessee Code Annotated, Section 57-4-102(13), is amended by adding the following new subdivision:

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(i) "Community theater" also means a theater that:

(a) Is operated by a not-for-profit corporation that is exempt from taxation under § 501(c) of the Internal Revenue Code of 1954 (26 U.S.C. § 501(c)), as amended, where no member, officer, agent, or employee of the theater is paid, or directly or indirectly receives, in the form of salary or other compensation, any profits from the sale of alcoholic beverages beyond the amount of the salary as may be fixed by its governing body for the reasonable performance of the person's assigned duties. All profits from the sale of alcoholic beverages by the not-for-profit corporation must be used for the operation, renovation, refurbishing, and maintenance of the theater, and in furtherance of the purposes of the organization. Alcoholic beverages may be sold before, during, and after performances and events, and may be consumed inside any auditorium or performance hall within the theater;

(b) Executes contracts with professional actors for performances;

(c) Hosts a film series of classic films and new releases;

(d) Operates a school of the arts educational program;

(e) Rents out the facilities to third parties as a venue for performing arts, civic and cultural groups, weddings, and similar events;
and

(f) Is located in a city with a population of not less than one hundred thirty-two thousand nine hundred twenty (132,920) and not more than one hundred thirty-two thousand nine hundred twenty-nine (132,929), according to the 2010 or any subsequent federal census;

(ii) The premises of a theater licensed under this subdivision (13)() means any or all of the property that constitutes the theater. The licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing, including for purposes of relocating the theater to a new facility. The designated premises may only include property owned or leased by the theater and that is contiguous to the property of the theater that is defined in this subdivision (13)(). The entire designated premises is covered under one (1) license issued under this subdivision (13)();

(iii) Notwithstanding any provision of chapter 5 of this title to the contrary, the premises of a theater licensed under this subdivision (13)() means, for beer permitting purposes, any or all of the property that constitutes the theater. The beer permittee shall designate the premises to be permitted by the local beer board by filing a drawing of the premises, which may be amended by the beer permittee filing a new drawing, including for purposes of relocating the theater to a new facility. The entire designated premises is covered under one (1) beer permit issued under chapter 5 of this title;

SECTION 2. This act takes effect upon becoming a law, the public welfare requiring it.