

1 AN ACT relating to the age requirement for 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 *is at*
10 *least eighteen (18) years of age*~~;~~

11 ~~1. In a bottling house or room of a licensed distiller, winery, brewer, or~~
12 ~~rectifier;~~

13 ~~2. In an office of a wholesaler or manufacturer that is maintained in a~~
14 ~~building separate from the warehouses or factory;~~

15 ~~3. At premises licensed only with a nonquota retail malt beverage package~~
16 ~~license, and the person employed to sell malt beverages is at least~~
17 ~~eighteen (18) years of age] and under the supervision of a person twenty-~~
18 ~~one (21)[twenty (20)] years of age or older[; or~~

19 ~~4. In any of the following establishments, if the employment is in a~~
20 ~~capacity that does not involve the sale or serving of alcoholic beverages:~~

21 ~~a. A restaurant that derives at least fifty percent (50%) of its food and~~
22 ~~alcoholic beverage sales from the sale of food for consumption on~~
23 ~~the licensed premises; or~~

24 ~~b. Any other establishment with alcoholic beverage sales not~~
25 ~~exceeding fifty percent (50%) of its gross sales]; or~~

26 (d) Within two (2) years prior to the date of the person's employment, has had any
27 license issued under KRS Chapters 241 to 244 or under any other act or

1 ordinance relating to the regulation of the manufacture, sale, or transportation
2 of alcoholic beverages revoked for cause.

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

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