

SENATE
KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2015 REGULAR SESSION

Unofficial Document

Amend printed copy of SB 81

On page 98, line 17, to page 99, line 15, delete Section 72 in its entirety and insert the following in lieu thereof:

"➔Section 72. KRS 244.080 is amended to read as follows:

A retail licensee, or the licensee's agent, servant, or employee, shall not sell, give away, or deliver any alcoholic beverages, or procure or permit any alcoholic beverages to be sold, given away, possessed by, or delivered to:

- (1) A minor, except that in any prosecution for selling alcoholic beverages to a minor it shall be an affirmative defense that the sale was induced by the use of false, fraudulent, or altered identification papers or other documents and that the appearance and character of the purchaser were such that his or her age could not have been ascertained by any other means and that the purchaser's appearance and character indicated strongly that he or she was of legal age to purchase alcoholic beverages. This evidence may be introduced either in mitigation of the charge or as a defense to the charge itself.
- (2) A person who reasonably appears to be~~[actually or apparently]~~ under the influence of alcoholic beverages or any other intoxicating substance.
- (3) Anyone known to the seller or server to be an habitual drunkard or any person known to the seller or server to have been convicted of drunkenness as many as three (3) times within the

Amendment No. SFA 2

Sponsor: Ray S. Jones II

Committee Amendment: _____

Signed: _____

Floor Amendment: _____

LC Drafted by: Abburi, Bryce

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXXX

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most recent twelve (12) month period.

- (4) Anyone known to the seller or server to have been convicted of any misdemeanor attributable directly or indirectly to the use of alcoholic beverages or anyone known to the seller or server to have been convicted of a felony."