

HOUSE BILL NO. 250

INTRODUCED BY K. KORTUM, D. BAUM

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING ALCOHOL LAWS RELATING TO THE RESPONSIBLE SERVER AND SALES TRAINING PROGRAM; REQUIRING TWO TRAINING PROGRAMS RELATED TO WHETHER THE SERVER IS EMPLOYED AT A LICENSED LOCATION WHERE ON-PREMISES CONSUMPTION OF ALCOHOL IS ALLOWED; REQUIRING THAT A PROGRAM FOR EMPLOYEES OF LICENSEES ONLY PROVIDING OFF-PREMISES CONSUMPTION MUST TAKE LESS TIME; AND AMENDING SECTION 16-4-1006, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 16-4-1006, MCA, is amended to read:

"16-4-1006. Responsible server and sales training program. (1) ~~The~~ Subject to subsection (2), the department shall certify all server and sales training programs that include the following:

- (a) effects of alcohol on the human body;
- (b) information, including criminal, civil, and administrative penalties, related to 27-1-710 and this code;
- (c) procedures for checking identification;
- (d) procedures for gathering proper documentation that may affect the licensee's liability;
- (e) training for skills to handle difficult situations and to learn evaluation techniques regarding intoxicated persons or others that pose potential liability;

- (f) a final test; and
- (g) a certificate of completion, which must be provided to participants who pass the final test.

(2) The department shall certify two classes of training programs based on the nature of employment of the individual as follows:

- (a) programs for employees of licensed locations that provide for on-premises consumption; and
- (b) programs for employees of licensees that only provide for off-premises consumption. A training

1 program under this subsection (2)(b) must be completed within at least half of the time for programs under
2 subsection (2)(a).

3 ~~(2)~~(3) The department may not provide a responsible server and sales training program."

4 - END -