

1 SENATE BILL 86

2 **44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,**
3 **2000**

4 INTRODUCED BY

5 Don Kidd
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11 AN ACT

12 RELATING TO ALCOHOL; PROVIDING A THIRTY-DAY PERIOD AFTER
13 EMPLOYMENT FOR AN ALCOHOL SERVER TO OBTAIN ALCOHOL SERVER
14 TRAINING.
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17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

18 Section 1. Section 60-6E-4 NMSA 1978 (being Laws 1999,
19 Chapter 277, Section 5) is amended to read:

20 "60-6E-4. SERVER [~~PERMITS~~] TRAINING REQUIRED--ALCOHOL
21 SERVICE OR SALES.--No person shall be employed as a server on
22 a licensed premises unless that person [~~has obtained a server~~
23 ~~permit~~] obtains within thirty days of employment alcohol
24 server training pursuant to the provisions of Chapter 60,
25 Article [~~6D~~] 6E NMSA 1978."

Section 2. Section 60-7A-12 NMSA 1978 (being Laws 1981,
Chapter 39, Section 78, as amended) is amended to read:

"60-7A-12. OFFENSES BY DISPENSERS, CANOPY LICENSEES,

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underscoring material = new
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~~[bracketed material] = delete~~

1 RESTAURANT LICENSEES, GOVERNMENTAL LICENSEES OR THEIR LESSEES
2 AND CLUBS.--It is a violation of the Liquor Control Act for
3 any dispenser, canopy licensee, restaurant licensee,
4 governmental licensee or its lessee or club to:

5 A. receive any alcoholic beverages for the purpose
6 of or with the intent of reselling the same from any person
7 other than one duly licensed to sell alcoholic beverages to
8 dispensers for resale;

9 B. sell, possess for the purpose of sale or ~~[to]~~
10 bottle any bulk wine for sale other than by the drink for
11 immediate consumption on his licensed premises;

12 C. directly, indirectly or through any subterfuge
13 own, operate or control any interest in any wholesale liquor
14 establishment or liquor manufacturing or wine bottling firm;
15 provided that this section shall not prevent a dispenser from
16 owning an interest in any legal entity, directly or
17 indirectly or through an affiliate, that wholesales alcoholic
18 beverages and that operates or controls an interest in an
19 establishment operating pursuant to the provisions of
20 Subsection B of Section 60-7A-10 NMSA 1978;

21 D. sell or possess for the purpose of sale any
22 alcoholic beverages at any location or place except his
23 licensed premises or the location permitted pursuant to the
24 provisions of Section 60-6A-12 NMSA 1978;

25 E. employ or engage a person to sell, serve or
dispense alcoholic beverages if the person has not ~~[been~~
~~issued a server permit]~~ received alcohol server training

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underscoring material = new
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1 within thirty days of employment; or

2 F. employ or engage a person to sell, serve or
3 dispense alcoholic beverages during a period when the server
4 permit of that person is suspended or revoked."

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