

State of Tennessee

PUBLIC CHAPTER NO. 915

HOUSE BILL NO. 2406

By Representative Mike Turner

Substituted for: Senate Bill No. 2482

By Senator Johnson

AN ACT to amend Tennessee Code Annotated, Title 57, relative to alcoholic beverages.

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

SECTION 1. Tennessee Code Annotated, Section 57-4-301(b)(1)(W), is amended by adding the following language as a new subdivision:

(iv) 0% but not more than 15% of gross sales \$5,000

SECTION 2. Tennessee Code Annotated, Section 57-4-201(b)(3)(E)(i), is amended by deleting the subdivision in its entirety and substituting instead the following:

(i) If a license is requested by an applicant who does not hold an existing license as a restaurant, it shall be a rebuttable presumption that the amount of gross sales from prepared food will be between zero percent (0%) but not more than fifteen percent (15%). An applicant may rebut the presumption by including with the application a business plan which indicates the gross sales from prepared food will be higher than fifteen percent (15%). The commission shall advise each applicant of the applicant's right to include with the application a business plan which includes a projection of the amount of gross sales of prepared food and in such case, the commission shall assess the appropriate license fee based on such projection.

SECTION 3. Tennessee Code Annotated, Section 57-4-203, is amended by adding the following language as a new, appropriately designated subsection:

() Any establishment holding a license pursuant to § 57-4-301(b)(1)(W)(iv) shall not permit alcoholic beverages to be sold on sidewalks, streets, or alleys.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

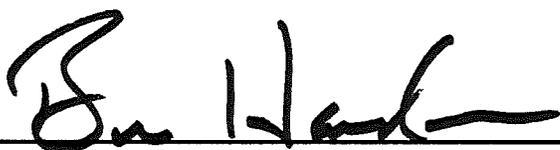
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PASSED: April 16, 2014


BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES


RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 13th day of May 2014


BILL HASLAM, GOVERNOR