

Introduced by Committee on Governmental Organization (Senators Florez (Chair), Battin, Denham, Maldonado, Negrete McLeod, Vincent, Wiggins, Wyland, and Yee)

February 22, 2007

An act to amend Section 24200.5 of the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

SB 520, as introduced, Committee on Governmental Organization. Alcoholic beverages: licensees.

The Alcoholic Beverage Control Act contains various provisions regulating the application for, the issuance of, the suspension of, and the conditions imposed upon, alcoholic beverage licenses by the Department of Alcoholic Beverage Control. Existing law authorizes the department to revoke a license upon specified grounds, including where a retail licensee knowingly permits the illegal sale, or negotiations for the sale, of controlled substances or dangerous drugs, as provided.

This bill would update an obsolete cross-reference and make technical, nonsubstantive changes to this provision.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 24200.5 of the Business and Professions
- 2 Code is amended to read:
- 3 24200.5. Notwithstanding the provisions of Section 24200, the
- 4 department shall revoke a license upon any of the following
- 5 grounds:

1 (a) If a retail licensee has knowingly permitted the illegal sale,
2 or negotiations for ~~such~~ *the* sales, of controlled substances or
3 dangerous drugs upon his *or her* licensed premises. Successive
4 sales, or negotiations for ~~such~~ sales, over any continuous period
5 of time shall be deemed evidence of ~~such~~ permission. As used in
6 this section, “controlled substances” shall have the same meaning
7 as is given that term in Article 1 (commencing with Section 11000)
8 of Chapter 1 of Division 10 of the Health and Safety Code, and
9 “dangerous drugs” shall have the same meaning as is given that
10 term in Article ~~8 2~~ (commencing with Section ~~4210~~) *4015*) of
11 Chapter 9 of Division 2 of this code.

12 (b) If the licensee has employed or permitted any persons to
13 solicit or encourage others, directly or indirectly, to buy them
14 drinks in the licensed premises under any commission, percentage,
15 salary, or other profit-sharing plan, scheme, or conspiracy.