

SENATE No. 128

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Rodrigues

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to establish an annual caterer's license for the service of alcohol beverages at private functions.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Michael J. Rodrigues

Elizabeth A. Poirier

14th Bristol

SENATE No. 128

By Mr. Rodrigues, a petition (accompanied by bill, Senate, No. 128) of Michael J. Rodrigues and Elizabeth Poirier for legislation to establish an annual caterer's license for the service of alcohol beverages at private functions. Consumer Protection and Professional Licensure.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act to establish an annual caterer's license for the service of alcohol beverages at private functions.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 12 of Chapter 138 of the General Laws, as most recently amended,
2 is further amended by adding the following paragraph:

3 The Commission may issue an annual caterer's license to an operator of a catering
4 business for the sale and service of all alcoholic beverages to be served and drunk on the
5 premise(s) where the operator is catering a private event that is not open to the public, provided
6 the premise(s) is in a city or town where the granting of a license under § 12 to sell alcoholic
7 beverages is authorized. The holder of a caterer's license shall purchase all alcoholic beverages
8 for resale from a wholesaler licensed pursuant to §18 and shall maintain liquor liability insurance
9 providing security for the liability of the licensee in a minimum amount of \$250,000 on account
10 of injury to or death of one (1) person, and \$500,000 on account of any one (1) accident resulting
11 in injury to or death of more than one (1) person. The service of alcoholic beverages shall not be
12 for more than five (5) hours during any catered event. All agents and employees of a licensed

13 caterer who serve alcoholic beverages shall be certified by a nationally recognized alcoholic
14 beverages server training program.

15 The Commission after notice to the licensee and reasonable opportunity to be heard may
16 modify, suspend, revoke or cancel the license upon satisfactory proof that the licensee violated or
17 permitted a violation of any condition thereof, any law of the Commonwealth or any regulation
18 of the Commission. The decision of the Commission shall be final and conclusive. A caterer's
19 license shall authorize the licensee to store, transport and deliver alcoholic beverages in the
20 ordinary course of the licensee's business. Alcoholic beverages may be stored only on premises
21 owned by the licensee or that the licensee has the exclusive right to occupy. The license shall be
22 renewable annually and the annual fee shall be one thousand five hundred dollars (\$1,500).