



Eric Milstead
Director

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Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Judiciary & Rules Committee and the House Judiciary, Rules & Administration Committee

FROM: Principal Legislative Research Analyst - Ryan Bush

DATE: September 2, 2015

SUBJECT: Idaho State Police

IDAPA 11.05.01 - Alcohol Beverage Control Bureau - Proposed Rule (Docket No. 11-0501-1401)

The Idaho State Police (ISP) submits notice of proposed rulemaking at IDAPA 11.05.01 - Alcohol Beverage Control Bureau. The rule provides a definition for the term "actual use" in regards to a liquor-by-the-drink license. The definition gives criteria for "actual use" that includes display of the license, hours that the business is open to the public and number of drinks sold.

The ISP states that negotiated rulemaking was conducted and notice was published in the October 2014 Idaho Administrative Bulletin, Vol. 14-10, page 183. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the ISP in sections 23-901 and 23-932, Idaho Code.

cc: Idaho State Police
Teresa Baker