



Ohio Legislative Service Commission

Bill Analysis

Jeff Grim

S.B. 49

129th General Assembly
(As Introduced)

Sen. Kearney

BILL SUMMARY

- Prohibits the Division of Liquor Control from issuing, or from transferring the ownership of, a retail liquor permit in certain circumstances concerning the effect of the establishment on a neighborhood.
- Prohibits the issuance, transfer of ownership of, or transfer of the location of a retail liquor permit in both of the following circumstances:

--If the place for which the permit is sought is so situated that it will affect the operations of a childcare center or nursing home;

--If the number of existing permits in the neighborhood is such that the issuance or transfer would be detrimental to and interfere with public morals, safety, or welfare.

CONTENT AND OPERATION

The bill prohibits the Division of Liquor Control from issuing, or from transferring the ownership of, a retail liquor permit in the following circumstances:

(1) The location of the proposed retail liquor establishment will substantially and adversely affect or interfere with the normal, orderly conduct of the affairs of specified facilities or institutions. The bill adds childcare centers and nursing homes to the list of facilities or institutions, which currently specifies schools, churches, libraries, public playgrounds, and hospitals.

(2) The addition of a new establishment to the neighborhood would be detrimental to and interfere with the morals, safety, or welfare of the public due to the

number of existing permitted establishments in the neighborhood. Current law requires substantial interference.

Under current law, the Division is authorized to deny the issuance of, or transfer the ownership of, any retail liquor permit for the above reasons. The Division also cannot transfer the location of any retail liquor permit for those reasons.¹

HISTORY

ACTION	DATE
Introduced	02-01-11

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¹ R.C. 4303.292.

