

Date of Hearing: April 19, 2017

ASSEMBLY COMMITTEE ON GOVERNMENTAL ORGANIZATION

Adam Gray, Chair

AB 1724 (Committee on Governmental Organization) – As Introduced March 16, 2017

SUBJECT: Alcoholic beverages: licenses: suspension and revocation

SUMMARY: Makes minor code maintenance changes to an outdated section of the Alcoholic Beverage Control Act (Act) to reflect current circumstances. Specifically, this bill:

1) Strikes references to the "Chief of the Bureau of Food and Drug Inspection" as well as the "California Pure Foods Act," neither of which exist any longer, and, instead requires the Director of the State Department of Public Health to notify the Department of Alcoholic Beverage Control (ABC) of the conviction of any licensee of any violation of the Sherman Food, Drug, and Cosmetic Law in connection with alcoholic beverages.

EXISTING LAW:

- 1) Establishes ABC and grants it exclusive authority to administer the provisions of the Act in accordance with laws enacted by the Legislature. This involves licensing individuals and businesses associated with the manufacture, importation and sale of alcoholic beverages in this state and the collection of license fees for this purpose.
- 2) Requires the Chief of the Bureau of Food and Drug Inspection to notify ABC of the conviction of any licensee of any violation of the California Pure Foods Act in connection with alcoholic beverages. Also, requires ABC to promptly investigate whether grounds exist for suspension or revocation of the license.
- 3) Establishes the Sherman Food, Drug, and Cosmetic Law, and provides for regulation under that law by DPH of the packaging and labeling of foods, drugs, devices, and cosmetics.

FISCAL EFFECT: Unknown

COMMENTS:

Purpose of the bill: The author's office notes that existing law (Section 24204 of the Business and Professions Code) contains outdated references. For example, there is no longer a "Bureau of Food and Drug Inspection" and the "California Pure Foods Act" referenced by the statute was combined with the Sherman Food, Drug and Cosmetic Law in 1970. This bill is simply intended to replace the outdated references with the correct ones.

The author points out that it is timely to update this antiquated code section to reflect current circumstances and remove any confusion.

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

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