

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 155

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO LIQUOR LICENSES; AMENDING SECTION 23-957, IDAHO CODE, TO PROVIDE FOR CERTAIN BOUNDARIES, TO REVISE THE DEFINITION OF "YEAR-ROUND RESORT," AND TO MAKE TECHNICAL CORRECTIONS.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 23-957, Idaho Code, be, and the same is hereby amended to read as follows:

23-957. YEAR-ROUND LIQUOR LICENSE. (1) Nothing in this chapter shall prohibit the issuance of not more than twelve (12) licenses to the owner, operator or lessee of beverage, lodging or dining facilities located and operated within the ownership, boundaries, or leasehold premises of a year-round resort.

(2) Nothing contained in this chapter shall prohibit the issuance of a license to the owner, operator or lessee of a golf course, ski resort, cross-country skiing facility or waterfront resort, as defined in sections 23-903, 23-903a and 23-948, Idaho Code, located within the ownership, boundaries, or leasehold premises of a year-round resort, provided that such license shall count against the maximum number of licenses allowed by subsection (1) of this section.

(3) No license issued to the owner, operator or lessee of beverage, lodging or dining facilities located and operated within the ownership, boundaries, or leasehold premises of a year-round resort shall be transferable to another location or facility located outside the ownership, boundaries, or leasehold premises of the year-round resort.

(4) The fees for licenses granted to the owner, operator or lessee of beverage, lodging or dining facilities located and operated within the ownership, boundaries, or leasehold premises of a year-round resort shall be the same as those prescribed for year-round resorts in section 23-904(10), Idaho Code.

(5) "Year-round resort" means a resort open to the public year ~~around~~ which offers round that shall have all of the following within the ownership, boundaries, or leasehold premises of the resort:

(a) Cross-country skiing on not less than thirty (30) kilometers of groomed cross-country skiing trails;

(b) Alpine skiing on real property of not less than eight hundred fifty (850) acres, operating two (2) or more ~~chair lifts~~ chairlifts with a vertical lift of two thousand eight hundred (2,800) feet or more, and having operating snowmaking equipment providing coverage to at least seventy-five (75) acres of skiing;

(c) A golf course having:

- 1 (i) No less than eighteen (18) holes with greens, fairways and
2 tees laid out ~~and used~~ in the usual and regular manner of a golf
3 course;
- 4 (ii) A total distance of seven thousand (7,000) yards as measured
5 by totaling the tee-to-green distance of all holes; and
6 (iii) The course planted in grass;
- 7 (d) Mountain bike activities ~~which that~~ include at least twelve (12)
8 miles of single-track trails, ~~chair lift~~ chairlift-served access to at
9 least two thousand eight hundred (2,800) feet of vertical descent and a
10 full-service bike rental and repair facility; and
- 11 (e) At least seventy (70) private residences and accommodations avail-
12 able to provide overnight lodging and dining facilities serving at
13 least two (2) meals per day for at least five hundred (500) persons lo-
14 cated within the ownership, boundaries, or leasehold premises of the
15 resort.