

Chapter 5-7

SERVER TRAINING

Sections:

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Section 5-07-01 DEFINITIONS

- A. Alcoholic Beverage
Any beverage containing alcohol which is a product of distillation of any fermented liquor or synthetic ethyl alcohol, including beer, wine, spirits or any liquid containing beer, wine or spirits.

- B. Approved Server Training
A program approved by the Chief of Police as indicated in Section 5-07-02, which is designed to educate servers of alcohol on laws and rules regarding the sale and service of alcoholic beverages, the effects of alcohol on the human body, methods of identifying intoxicated persons and refusing to sell or serve alcohol to those persons, and methods for checking and identifying legal identification.

- C. Chief of Police
The Chief of the Boise Police Department or designee.

- D. Licensee
The person to whom a valid license to retail liquor by the drink or beer and wine by the drink is issued by the Idaho State Police. A Club Licensee is a "Club" as defined in Idaho Code Section 23-902(1) and possessing a Club License as defined in Idaho Code Section 23-903 on January 1, 2009.

- E. Server of Alcohol
Any person serving or selling any alcoholic beverages, including spirits, wine or beer for consumption on a licensed premise as a requirement of his or her employment and any person managing those employees. Servers of alcohol include waiters, waitresses, bartenders, and managers of waiters, waitresses and bartenders.

(6721, Amended, 06/23/2009)

Section 5-07-02 APPROVED SERVER TRAINING

- A. Only the server training programs listed in this section or equivalent programs as approved by the Chief of Police will be recognized as complying with the

- provisions of this Chapter. Approved server training programs must include an examination covering the following topics: monitoring a patron's behavior, recognizing intoxicated patrons, checking identification, recognizing false and altered identification, providing alternatives to alcoholic beverages, problem solving in dealing with intoxicated and/or belligerent patrons and Idaho laws and rules pertaining to alcoholic beverages.
- B "ServSafe Alcohol" programs of the National Restaurant Association Educational Foundation comply with the requirements of this Chapter.
 - C. "TIPS" Training for Intervention Procedures programs of Health Communications, Inc. complies with the requirements of this Chapter.
 - D. "Learn2Serve" training for on premise servers and sellers of alcohol complies with the requirements of this chapter.

Section 5-07-03 SERVER TRAINING REQUIREMENTS

- A. Unless already certified, a Server of Alcohol as defined in this Chapter must complete an Approved Server Training Program by July 1, 2009, or within sixty (60) days of the date the alcohol server begins employment at a licensed establishment and must maintain that certification throughout his or her employment as a Server of Alcohol.
- B Licensees operating establishments where alcoholic beverages are served and consumed on the premises must ensure that each Server of Alcohol employed on the premises is either already certified or completes an Approved Server Training Program by July 1, 2009, or within sixty (60) days of the date the server begins employment at the establishment and that each Server of Alcohol maintains that certification throughout his or her employment as a server of alcohol. Club Licensees are required to have no less than one Server of Alcohol, whether employed or a volunteer, on the premises at all times to supervise the service of alcohol to members and the guests of members. Club Licensees are required to ensure that all supervising Servers of Alcohol have completed an Approved Server Training Program by July 1, 2009, or prior to supervision the service of alcohol to members and the guests of members.
- C. Servers of Alcohol must maintain records of their training and show proof of current certification upon request to officers of the Boise Police Department or other law enforcement officers.
- D. Licensees must maintain training verification records or proof of current certification for each server employed and must present those records upon request to officers of the Boise Police Department or other law enforcement officers. Club Licensees must maintain records of training and show proof of

current certification for each supervising Server of Alcohol and must present those records upon request to officers of the Boise Police Department or other law enforcement officers.

(6721, Amended, 06/23/2009)

Section 5-07-04 ENFORCEMENT

- A. Any person violating any provision of this Chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, can be fined in an amount not exceeding one thousand (\$1,000.00) dollars or be imprisoned for a period not exceeding six (6) months or be both so fined and imprisoned.

- B. With the exception of Club Licensees, it is the City of Boise's intent that this ordinance stand alone and that violations of this ordinance not subject Licensees to the administrative procedure for suspension, revocation or refusal to renew licenses outlined in Idaho Code Section 23-933. Violations of any Chapter of this ordinance by a Club Licensee shall be referred to Alcohol Beverage Control for administrative action outlined in Idaho Code Section 23-933.

(6721, Amended, 06/23/2009; 6693, Enacted, 11/18/2008)