# HOUSE AMENDMENTS TO
# A-ENGROSSED HOUSE BILL 2726

By COMMITTEE ON RULES

May 13

1     On page 4 of the printed A-engrossed bill, delete lines 16 through 25 and insert:

2     "(2) The department shall adopt rules establishing conditions under which a menu board serving

3 the drive-through area of a chain restaurant may qualify for a full or partial exception from sections

4 2a and 3 of this 2009 Act. The rules shall make an exception available only if compliance with sec-

5 tion 2a or 3 of this 2009 Act would require the violation of local land use laws or sign ordinances,

6 or is impracticable due to site-specific conditions. As used in this subsection, 'drive-through area'

7 means an area where customers place orders for and receive menu items while occupying motor

8 vehicles.

9     "(3)(a) Notwithstanding subsection (1) of this section, the following are the typical values for

10 alcoholic beverages:

11     "(A) For wine, 122 calories, 4 grams of carbohydrate and 7 milligrams of sodium for a five-ounce

12 serving;

13     "(B) For beer other than light beer, 153 calories, 13 grams of carbohydrate and 14 milligrams

14 of sodium for a 12-ounce serving;

15     "(C) For light beer, 103 calories, 6 grams of carbohydrate and 14 milligrams of sodium for a

16 12-ounce serving; and

17     "(D) For distilled spirits, 96 calories for a 1.5-ounce serving.

18     "(b) A chain restaurant shall use the typical values described in paragraph (a) of this subsection

19 when calculating the total calories for a menu item that includes one or more alcoholic beverages.

20     "(c) The department:

21     "(A) May adopt rules to require total calorie disclosures for an alcoholic beverage or a menu

22 item that contains an alcoholic beverage, only if the alcoholic beverage or menu item is offered by

23 a chain restaurant for 90 or more days during a calendar year; and

24     "(B) May adopt rules that exempt containers or dispensers of alcoholic beverages from the use

25 of food tags to state standard calorie values.".

26     Delete lines 42 and 43 and insert:

27     "**SECTION 6. A local government may not adopt or enforce a local requirement for the**

28 **determination or disclosure of nutritional information by a restaurant.**".

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