

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
89th General Assembly
Regular Session, 2013

As Engrossed: H3/26/13 S4/8/13

A Bill

HOUSE BILL 2277

By: Representative Gillam

By: Senator J. Woods

For An Act To Be Entitled

AN ACT TO REQUIRE THE POSTING OF A WARNING SIGN IN A PRIVATE CLUB; TO EDUCATE THE PUBLIC CONCERNING THE RISK OF DRINKING ALCOHOLIC BEVERAGES DURING PREGNANCY; AND FOR OTHER PURPOSES.

Subtitle

TO REQUIRE THE POSTING OF A WARNING SIGN IN A PRIVATE CLUB; AND TO EDUCATE THE PUBLIC CONCERNING THE RISK OF DRINKING ALCOHOLIC BEVERAGES DURING PREGNANCY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 3, Chapter 9, Subchapter 1, is amended to add an additional section to read as follows:

3-9-102. Posting of warning signs relating to drinking alcoholic beverages during pregnancy.

(a)(1) A person who has received a permit under the law of this state for the sale or dispensing of alcoholic beverages, beer, or wine for on-premises consumption in a private club that does not hold itself out to be a food service establishment shall post in a conspicuous place a printed sign at least eight and one-half inches by eleven inches (8 1/2" x 11") in size with letters at least one inch (1") high that reads "Warning: Drinking alcoholic beverages during pregnancy may cause birth defects".

(2) The poster shall be printed in English, Spanish, and any other language mandated by the Voting Rights Act of 1965, 42 U.S.C. § 1973,



as it existed on January 1, 2013, in the county where the poster will be posted.

(b)(1) The Alcoholic Beverage Control Board shall make a sign meeting the requirements of this section available to a person who has received a permit under the law of this state for the sale or dispensing of alcoholic beverages, beer, or wine for on-premises consumption in a private club that does not hold itself out to be a food service establishment.

(2) The sign shall be available on the website of the Alcoholic Beverage Control Division where documents associated with obtaining a liquor license or alcoholic beverage license are customarily located.

(3) To obtain a copy of the sign required to be posted under this section, the owners or operators of an establishment required to post the sign under this section shall:

(A) Print the poster from the website under subdivision (b)(3) of this section; or

(B) Request that the sign be mailed for the cost of printing and first-class postage.

(c)(1) If the board finds that the establishment has failed to post the information required under this section, the owner or operator shall receive:

(A) For a first violation, a warning; and

(B) For a second or subsequent violation, a fine not to exceed five hundred dollars (\$500).

(2) The violation of or noncompliance with this section, and each day's continuance thereof, shall constitute a separate and distinct violation.

(d) The board shall promulgate rules to implement this section.

(e) The board may enter into an interagency agreement with the Office of Alcohol and Drug Abuse Prevention regarding the funding necessary to implement this section.

/s/Gillam