

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: S3/18/13

A Bill

SENATE BILL 1073

By: Senator Files

By: Representative Vines

For An Act To Be Entitled

AN ACT TO AMEND INITIATED ACT NO 1 OF 1942 AND THE
LAW CONCERNING LOCAL OPTION ELECTIONS TO SELL
ALCOHOLIC BEVERAGES; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND INITIATED ACT NO 1 OF 1942 AND
THE LAW CONCERNING LOCAL OPTION ELECTIONS
TO SELL ALCOHOLIC BEVERAGES.

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

SECTION 1. Arkansas Code § 3-8-305 is amended to read as follows:

3-8-305. Elections for entire county, district, or city – Effect.

(a)(1) No election in any town, city, district, or precinct of a county shall be held under this subchapter on the same day on which an election for the entire county is held.

~~*(2) When an election is held in an entire county and a majority of the legal votes cast at the election are against the sale, barter, or loan of spirituous, vinous, malt, or other intoxicating liquors, then it shall not be lawful to sell, barter, or loan any liquors in any portion of the county.*~~

~~*(3) If, at an election for the entire county, the majority of the legal votes cast are in favor of the sale, barter, or loan of any liquors, the election shall not operate to make it legal to grant license to sell, barter, or loan such liquors in any territorial division of the county from which the sale, barter, or loan has been excluded by an election held under this subchapter, but the status of the territorial division shall*~~



~~remain as if no election had been held.~~

~~(b)(1) No election shall be held in any election precinct under this act on the same day on which an election is held for the district or city of which the precinct is a part.~~

~~(2) If, at an election held for the entire district or city, the majority of legal votes cast shall be in favor of the sale, barter, or loan of spirituous, vinous, malt, or other liquors, then the status in the several precincts thereof shall remain as it was before the election.~~

~~(3) If the majority should be against the sale, then the sale, barter, or loan of such liquors shall be unlawful in every portion of the district or city.~~

(c) A city, town, or municipality may have an election under this title to permit or prohibit the manufacture and sale of intoxicating liquors as defined under § 3-8-201 regardless of whether the county or district in which the city, town, or municipality is located permits or prohibits the manufacture or sale of intoxicating liquors.

/s/Files