

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

State of Arkansas
90th General Assembly
Regular Session, 2015

As Engrossed: H3/17/15
A Bill

HOUSE BILL 1834

By: Representative Richey

For An Act To Be Entitled

AN ACT TO ALLOW A CITY OF *THE FIRST CLASS OR THE SECOND CLASS* TO AUTHORIZE BY ORDINANCE THE ISSUANCE OF ALCOHOLIC BEVERAGE CONTROL BOARD PERMITS TO RESTAURANTS FOR THE SALE OF MIXED DRINKS; AND FOR OTHER PURPOSES.

Subtitle

TO ALLOW A CITY OF *THE FIRST CLASS OR THE SECOND CLASS* TO AUTHORIZE BY ORDINANCE THE ISSUANCE OF ALCOHOLIC BEVERAGE CONTROL BOARD PERMITS TO RESTAURANTS FOR THE SALE OF MIXED DRINKS.

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

SECTION 1. Arkansas Code § 3-9-203(a), concerning the applicability, purpose, and effects of referendum elections and ordinances regarding on-premises consumption of alcohol, is amended to read as follows:

(a) The provisions of this subchapter authorizing on-premises consumption shall be effective only in cities and counties, or portions ~~thereof~~ of cities and counties, in which the manufacture or sale of intoxicating liquor is not prohibited as a result of a local option election held pursuant to Initiated Act No. 1 of 1942, and except in a city of the first class or a city of the second class, in which the sale of alcoholic beverages for on-premises consumption has been approved by a majority vote at a referendum election as ~~herein~~ provided in this section.

SECTION 2. Arkansas Code § 3-9-203(d), concerning the applicability,



purpose, and effects of referendum elections and ordinances regarding on-premises consumption of alcohol, is amended to read as follows:

(d) A city or town may authorize by ordinance the sale of alcoholic beverages for on-premises consumption under this subchapter if:

(1) The city is a city of the first class or a city of the second class in which the manufacture or sale of intoxicating liquor is not prohibited as a result of a local option election; or

~~(1)~~(2) Both:

(A) The city or town is located in a county that authorized the manufacture and sale of intoxicating liquor after November 1, 2012; and

~~(2)~~(B) The county in which the city or town is located has one hundred (100) active Alcoholic Beverage Control Division permits at the time the city or town chooses to authorize on-premises consumption.

/s/Richey