

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

# A Bill

Act 1597 of 1999  
HOUSE BILL 2180

5 By: Representative Salmon  
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## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 3-9-202(8)(B) TO  
10 AUTHORIZE ARKANSAS LICENSED BEER WHOLESALERS TO PAY  
11 FOR ADVERTISING DEVICES LOCATED IN CERTAIN DESCRIBED  
12 RETAIL FACILITIES; AND FOR OTHER PURPOSES."

## Subtitle

15 "TO AMEND ARKANSAS CODE 3-9-202(8)(B) TO  
16 AUTHORIZE ARKANSAS LICENSED BEER  
17 WHOLESALERS TO PAY FOR ADVERTISING  
18 DEVICES LOCATED IN CERTAIN DESCRIBED  
19 RETAIL FACILITIES."

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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code 3-9-202(8)(B) is amended by adding a new  
25 subdivision at the end thereof to read as follows:

26 "(iii) When a large attendance facilities permit has been issued to a  
27 government owned facility located in a county which has a population of more  
28 than three hundred thousand (300,000) according to the 1990 decennial census,  
29 the Arkansas licensed beer wholesalers shall be allowed to pay for advertising  
30 devices used at the government owned facility. Such advertising devices shall  
31 include items such as inside or outside signs, scoreboards, programs,  
32 scorecards, and the like.

33 Provided, if such advertising by the beer wholesaler results in the  
34 formation or existence of an exclusive buying arrangement by the large  
35 attendance facilities permittee and the wholesaler who furnishes such items,  
36 then such exclusive buying arrangement will be a violation of the large

attendance facilities permit and the wholesale beer permit involved, even if such arrangements are caused by third parties. To the extent that Arkansas Code 3-5-314, or any other law could be interpreted to preclude such advertising arrangements allowed above, they are held inapplicable."

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: BECAME LAW ON 4/29/1999, WITHOUT THE GOVERNOR'S SIGNATURE.

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