

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: H3/17/15

A Bill

HOUSE BILL 1959

5 By: Representative Wardlaw
6

For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW REGARDING THE SCOPE OF A
9 STATE PERMIT AUTHORIZING THE SALE OF BEER AND LIGHT
10 WINE; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 TO AMEND THE LAW REGARDING THE SCOPE OF A
14 STATE PERMIT AUTHORIZING THE SALE OF BEER
15 AND LIGHT WINE.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 3-5-207(a), concerning the scope of a state
22 permit authorizing the sale of beer and light wine, is amended to read as
23 follows:

24 (a)(1) Except as provided in subsection (b) of this section, any
25 permit issued under ~~the provisions of~~ § 3-5-206 authorizing the sale of light
26 wines or beer for consumption under the provisions prescribed in the permit
27 shall ~~be construed to~~ authorize the sale of such liquor by the bottle, by the
28 glass or draught, and in or from the original package.

29 (2) The Director of Alcoholic Beverage Control Division shall not
30 issue a new beer permit, including a native beer and light wine permit, for
31 off-premises consumption issued under § 3-5-206 or a small farm wine permit
32 for off-premises consumption issued under § 3-5-1602 to a business that is
33 within one thousand feet (1,000') of a gas pump located on property:

34 (A) That the applicant controls;

35 (B) In which the applicant holds an interest directly or
36 indirectly, individually, as a member of a partnership, or as a shareholder



1 of a corporation; or

2 (C) For which the applicant receives compensation or
3 profit.

4 (3) The director shall not transfer an existing beer permit issued
5 under § 3-5-206,, including a native beer and light wine permit, or a small
6 farm winery license issued under § 3-5-1602, for off-premise consumption to a
7 business that is within one thousand feet (1,000') of a gas pump located on
8 property:

9 (A) That the applicant controls;

10 (B) In which the applicant holds an interest directly or
11 indirectly, individually, as a member of a partnership, or as a shareholder
12 of a corporation; or

13 (C) For which the applicant receives compensation or
14 profit.

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16 SECTION 2. Arkansas Code § 3-5-207, concerning the scope of a state
17 permit authorizing the sale of beer and light wine, is amended to add an
18 additional subsection to read as follows:

19 (d) This section applies only to an application for a new permit or a
20 transfer of an existing permit filed with the Director of the Alcoholic
21 Beverage Control Division after August 1, 2015.

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23 /s/Wardlaw
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