

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Representative Dietz, Terry Smith, and James Allen**

A Bill

ACT 192 OF 1995
HOUSE BILL 1230

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 3-9-215 TO PROVIDE THAT
9 HOTELS AND RESTAURANTS WHICH ARE PERMITTED TO SELL
10 ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION ON SUNDAY
11 MAY SELL ALCOHOLIC BEVERAGES UNTIL 2:00 A.M. ON MONDAY
12 WHEN SUNDAY FALLS ON DECEMBER 31ST; AND FOR OTHER
13 PURPOSES."

Subtitle

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16 "AMEND 13-9-215 TO PROVIDE THAT HOTELS
17 AND RESTAURANTS WHICH ARE PERMITTED TO
18 SELL ALCOHOLIC BEVERAGES FOR ON-PREMISES
19 CONSUMPTION ON SUNDAY MAY SELL ALCOHOLIC
20 BEVERAGES UNTIL 2:00 A.M. ON MONDAY WHEN
21 SUNDAY FALLS ON DEC. 31."

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

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25 SECTION 1. Arkansas Code 3-9-215(b) is amended to read as follows:

26 "(b) Any city of the first class or any county in which the sale of
27 alcoholic beverages for on-premises consumption in licensed restaurants and
28 hotels has been authorized by a majority of the qualified electors of that
29 city or county voting on the issue at an election held therefor pursuant to
30 the provisions of § 3-9-201 et seq., by ordinance adopted by the governing
31 body of such city or county, may refer to the voters at an election the issue
32 of whether to authorize the sale of alcoholic beverages on Sundays between the
33 hours of 12:00 noon and 10:00 p.m., or within a lesser period within such
34 hours as may be provided in the ordinance. Provided, however, when Sunday
35 falls on December 31 of any year such restaurants and hotels may automatically
36 sell alcoholic beverages for on-premises consumption between the hours of

1 12:00 noon on Sunday and 2:00 o'clock a.m. on the following Monday unless the
2 city or county establishes by ordinance a lesser period of time within which
3 alcoholic beverages may be sold for on-premises consumption by the restaurants
4 and hotels. However, the Sunday sale of alcoholic beverages for on-premises
5 consumption as authorized in this section shall be limited to those
6 restaurants and hotels which possess a permit or license for sale of alcoholic
7 beverages for on-premises consumption issued under the authority of § 3-9-201
8 et seq. The election shall be held in accordance with the procedures
9 established by § 3-9-201 et seq."

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

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

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

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25 */s/Dietz, et al*

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27 BECAME LAW WITHOUT GOVERNOR'S SIGNATURE: 2-9-95

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