

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**

A Bill

ACT 600 OF 1995
HOUSE BILL 1728

4 **By: Representatives Allen and T. Smith**

5

6

7

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 3-9-202 TO AUTHORIZE
9 PERSONS LICENSED TO SERVE ALCOHOLIC BEVERAGES ON THE
10 PREMISES OF A RESTAURANT, HOTEL OR MOTEL TO SERVE
11 ALCOHOLIC BEVERAGES IN A LARGE MEETING OR ATTENDANCE
12 FACILITY; AND FOR OTHER PURPOSES."

13

14

Subtitle

15 "AUTHORIZE PERSONS LICENSED TO SERVE
16 ALCOHOLIC BEVERAGES ON THE PREMISES OF A
17 RESTAURANT, HOTEL OR MOTEL TO SERVE
18 ALCOHOLIC BEVERAGES IN A LARGE MEETING
19 OR ATTENDANCE FACILITY"

20

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

22

23 SECTION 1. Arkansas Code 3-9-202(8)(B) is amended by adding a new
24 subparagraph (v) as follows:

25 "(v) Any on premises restaurant permittee as licensed by ACA §3-9-
26 202(8)(A) and any hotel or motel on premises permittee as licensed by ACA §3-
27 9-202(9) shall be allowed to serve alcoholic beverages purchased under their
28 permit at any large meeting or attendance facility which is licensed under ACA
29 §3-9-202(8)(B). Hotel, motel, and restaurant permittees may serve alcoholic
30 beverages purchased under their permit only when they have first secured
31 written permission from the permittee of the large meeting or attendance
32 facility. Otherwise alcoholic beverage service at the large meeting or
33 attendance facility shall be from inventory purchased by the large meeting or
34 attendance facility permittee. Written permission shall not be granted for
35 more than a five (5) day period of time. The Alcoholic Beverage Control
36 Division shall be given a copy of any such written agreement. Any violations

1 which occur while such permission is being used shall lie against the hotel,
2 motel, or restaurant using such permission. Any hotel, motel or restaurant
3 that serves their alcoholic beverages at a large meeting or attendance
4 facility shall only do so pursuant to a satellite catering permit to be issued
5 by the Alcoholic Beverage Control Division for an annual fee of five hundred
6 dollars (\$500) per fiscal year, or part thereof. The permit shall be applied
7 for on forms as prescribed by the Alcoholic Beverage Control Board. The
8 Alcoholic Beverage Control Board shall promulgate such regulations as it deems
9 necessary to implement this subparagraph."

10

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.

14

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.

20

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

23

24 SECTION 5. EMERGENCY. It is hereby found and determined by the General
25 Assembly that under conditions prescribed by the Alcoholic Beverage Control
26 Division persons permitted to serve alcoholic beverages on the premises of a
27 hotel, motel or restaurant should be authorized to serve alcoholic beverages
28 at a large meeting or attendance facility; that this act so provides; and this
29 act should go into effect as soon as possible in order to make more efficient
30 the convention planning process in this state. Therefore, an emergency is
31 hereby declared to exist and this act being necessary for the immediate
32 preservation of the public peace, health and safety shall be in full force and
33 effect from and after its passage and approval.

34

35

APPROVED: 3-13-95