

Stricken language would be deleted from and underlined language would be added to the law as it existed  
prior to this session of the General Assembly.  
Act 457 of the Regular Session

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 2604

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

9 AN ACT TO AMEND ARKANSAS LAW CONCERNING PERMITS  
10 RESTRICTED TO PERMITTED PREMISES; AND FOR OTHER  
11 PURPOSES.  
12

## Subtitle

13 AN ACT TO AMEND ARKANSAS LAW CONCERNING  
14 PERMITS RESTRICTED TO PERMITTED  
15 PREMISES.  
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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 § 3-4-218 is amended to read as follows:

22 3-4-218. Permits restricted to permitted premises.

23 (a)(1) No new liquor permits shall be issued to nor shall any  
24 outstanding liquor permit be transferred to any person, firm, or corporation  
25 by the Alcoholic Beverage Control Division wherein the permitted premises of  
26 the liquor permittee is operated as a part of the profit-making business of  
27 any drug, grocery, sporting goods, dry goods, hardware, or general mercantile  
28 store.

29 (2) However, the permittee may have tobacco products, mixers,  
30 soft drinks, and other items customarily associated with the retail package  
31 sale of the liquors.

32 (b) However, this restriction shall not prohibit the transfer of a  
33 permit by the division resulting from the sale of a business for which a  
34 permit was issued on or before February 18, 1971.

35 (c) It is further provided that in any instance where a retail liquor



1 permit was issued after February 18, 1971, and the permitted premise is  
 2 located outside an incorporated city or town and is located within five (5)  
 3 miles of two (2) other liquor stores that were grandfathered in under the  
 4 provisions of subsection (b) of this section, with each of the other stores  
 5 being on either side of the newer liquor store, further where the newer  
 6 liquor store and one (1) of the grandfathered liquor stores are both located  
 7 in the same county and the second grandfathered liquor store is located in an  
 8 adjoining county, and further where all three (3) subject liquor stores are  
 9 located within one (1) mile of a federal interstate highway, then the middle  
 10 liquor store may be considered as a grandfathered liquor store on the same  
 11 basis as its competitors and may sell items which would not ordinarily be  
 12 allowed if the permit were granted after February 18, 1971.

13 (d) The holder of a retail liquor permit, as defined in § 3-4-604,  
 14 which is located in any city having a population of less than six hundred  
 15 (600) persons and in a county having a population of less than sixteen  
 16 thousand (16,000) persons according to the 2000 Federal Decennial Census and  
 17 within three (3) miles of a river that serves as a common boundary between  
 18 that county and another state shall be entitled, in addition to other  
 19 privileges inherent under the permit, to sell food prepared on the licensed  
 20 premises for off-premises consumption.

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 22 APPROVED: 3/22/2007  
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