

1 State of Arkansas As Engrossed: H2/25/19 H2/26/19 S4/4/19 S4/9/19

2 92nd General Assembly

# A Bill

3 Regular Session, 2019

HOUSE BILL 1385

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5 By: Representative J. Mayberry

6 By: Senator K. Hammer

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## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW TO CREATE A DEFINITION OF  
10 "SCHOOLHOUSE" WITH REGARD TO BUSINESSES REGULATED BY  
11 THE ALCOHOLIC BEVERAGE CONTROL BOARD; AND FOR OTHER  
12 PURPOSES.

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## Subtitle

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TO AMEND THE LAW TO CREATE A DEFINITION  
17 OF "SCHOOLHOUSE" WITH REGARD TO  
18 BUSINESSES REGULATED BY THE ALCOHOLIC  
19 BEVERAGE CONTROL BOARD.

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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 Title 3, Chapter 2, Subchapter 1, is amended  
25 to add an additional section to read as follows:

26 3-2-104. Definition of "schoolhouse".

27 (a) For all businesses regulated under this title by the Alcohol  
28 Beverage Control Board that are licensed or permitted after the effective  
29 date of this act, "schoolhouse" means:

30 (1) A facility owned and operated by a public or private school  
31 or an open-enrollment charter school; and

32 (2) A public or private daycare facility licensed by the State  
33 of Arkansas.

34 (b) "Schoolhouse" does not include a home school.

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36 SECTION 2. Arkansas Code § 3-4-206(a), concerning definitions



1 regarding the operation of a retail liquor business near a church or  
2 schoolhouse, is amended to read as follows:

3 (a) As used in this section,:

4 (1) ~~“church”~~ “Church” means a church and all immediately  
5 adjacent property owned or leased by the church that is used for church  
6 purposes; and

7 (2)(A) “Schoolhouse” means:

8 (i) A facility owned and operated by a public or private  
9 school or an open-enrollment charter school; and

10 (ii) A public or private daycare facility licensed by the  
11 State of Arkansas.

12 (B) “Schoolhouse” does not include a home school.

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15 /s/J. Mayberry

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18 **APPROVED: BECAME LAW ON 4/15/19 WITHOUT THE GOVERNOR’S SIGNATURE.**

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