

ARKANSAS SENATE
91st General Assembly - Regular Session, 2017
Amendment Form

Subtitle of Senate Bill No. 758

TO REVIEW, STUDY, AND REFORM ALL LAWS, STATUES, REGULATIONS, AND RULES PERTAINING
TO BEER, LIQUOR AND WINE IN THE STATE OF ARKANSAS.

Amendment No. 1 to Senate Bill No. 758

Amend Senate Bill No. 758 as originally introduced:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. DO NOT CODIFY. (a) The General Assembly finds that:

(1) The Alcoholic Beverage Control Division, the Alcoholic Beverage Control Enforcement Division, and the Alcoholic Beverage Control Board have a great degree of authority in licensing, regulating, and penalizing establishments serving and dispensing beer, liquor, and wine in this state;

(2) The General Assembly should take proactive steps to ensure that the regulatory authority granted to the Alcoholic Beverage Control Division, the Alcoholic Beverage Control Enforcement Division, and the Alcoholic Beverage Control Board is practical, up-to-date, and in line with best practices; and

(3) The optimal way to provide for oversight of the authority granted to the Alcoholic Beverage Control Division, the Alcoholic Beverage Control Enforcement Division, and the Alcoholic Beverage Control Board is to provide for a review of the laws and rules governing the operations of the Alcoholic Beverage Control Division, the Alcoholic Beverage Control Enforcement Division, and the Alcoholic Beverage Control Board.

(b) The Senate Committee on State Agencies and Governmental Affairs and the House Committee on State Agencies and Governmental Affairs, meeting jointly, shall conduct a review of the operations of the Alcoholic Beverage Control Division, the Alcoholic Beverage Control Enforcement Division, and the Alcoholic Beverage Control Board, including without limitation a review of the:

(1) Laws pertaining to beer, liquor, and wine in the state of Arkansas to identify provisions of law that are outdated, ineffective, or otherwise in need of revision or modernization;

(2) Rules of the Alcoholic Beverage Control Division to identify regulations that are outdated, ineffective, or otherwise in need of revision or modernization; and

(3) Fine and penalty authority of the Alcoholic Beverage Control Division, the Alcoholic Beverage Control Enforcement Division, and the



Alcoholic Beverage Control Board, with particular attention to whether there is equity in the fines and penalties assessed to small retailers when compared to the fines and penalties assessed to large retailers.

(c) On or before October 1, 2018, the committees shall provide a report to the President Pro Tempore of the Senate and the Speaker of the House of Representatives:

- (1) Summarizing the results of the study; and
- (2) Outlining specific statutes and rules in need of revision."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Collins-Smith

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Secretary