

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 2126

5 By: Representative Hammer
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For An Act To Be Entitled

8 AN ACT TO REVOKE THE PERMIT OF AN ON-PREMISES
9 CONSUMPTION PERMIT HOLDER UPON THE PERMIT HOLDER'S
10 SECOND VIOLATION OF THE RULES OF THE ALCOHOLIC
11 BEVERAGE CONTROL DIVISION AND STATE LAW REGARDING THE
12 SERVICE TO A MINOR AND FOR OTHER PURPOSES.
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Subtitle

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16 TO REVOKE THE PERMIT OF AN ON-PREMISES
17 CONSUMPTION PERMIT HOLDER UPON THE PERMIT
18 HOLDER'S SECOND VIOLATION OF THE RULES OF
19 THE ALCOHOLIC BEVERAGE CONTROL DIVISION
20 AND STATE LAW REGARDING THE SERVICE TO A
21 MINOR.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code Title 3, Chapter 9, Subchapter 1, is amended
27 to add an additional section to read as follows:

28 3-9-102. Revocation of on-premises consumption permit for alcoholic
29 beverages, wine, or beer.

30 (a) As used in this chapter:

31 (1) "Alcoholic beverages" means all intoxicating liquors of any
32 sort, other than beer and wine;

33 (2) "Beer" means a fermented liquor made from malt or a malt
34 substitute and having an alcoholic content not in excess of five percent (5%)
35 by weight; and

36 (3) "Wine" means a port wine, sherry wine, vermouth wine, or



1 other wines, the alcoholic content of which does not exceed twenty-one
 2 percent (21%), regardless of where the wine is manufactured.

3 (b)(1) A permit issued pursuant to this act for on-premises
 4 consumption of alcoholic beverages, wine, or beer shall be revoked for cause
 5 for one (1) year upon the second violation in a calendar year of the rules of
 6 the Alcoholic Beverage Control Division or state law regarding a knowing or
 7 unknowing sale or service of alcoholic beverages, wine, or beer to a person
 8 less than twenty-one (21) years of age.

9 (2) The finding of a violation is to be made after a hearing
 10 under §§ 3-2-212-3-2-217, and the rules of the division.

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