

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

As Engrossed: S3/18/13

A Bill

SENATE BILL 1073

5 By: Senator Files
6 By: Representative Vines
7

For An Act To Be Entitled

9 AN ACT TO AMEND INITIATED ACT NO 1 OF 1942 AND THE
10 LAW CONCERNING LOCAL OPTION ELECTIONS TO SELL
11 ALCOHOLIC BEVERAGES; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 TO AMEND INITIATED ACT NO 1 OF 1942 AND
16 THE LAW CONCERNING LOCAL OPTION ELECTIONS
17 TO SELL ALCOHOLIC BEVERAGES.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 *SECTION 1. Arkansas Code § 3-8-305 is amended to read as follows:*

23 *3-8-305. Elections for entire county, district, or city – Effect.*

24 *(a)(1) No election in any town, city, district, or precinct of a*
25 *county shall be held under this subchapter on the same day on which an*
26 *election for the entire county is held.*

27 ~~*(2) When an election is held in an entire county and a majority*~~
28 ~~*of the legal votes cast at the election are against the sale, barter, or loan*~~
29 ~~*of spirituous, vinous, malt, or other intoxicating liquors, then it shall not*~~
30 ~~*be lawful to sell, barter, or loan any liquors in any portion of the county.*~~

31 ~~*(3) If, at an election for the entire county, the majority of*~~
32 ~~*the legal votes cast are in favor of the sale, barter, or loan of any*~~
33 ~~*liquors, the election shall not operate to make it legal to grant license to*~~
34 ~~*sell, barter, or loan such liquors in any territorial division of the county*~~
35 ~~*from which the sale, barter, or loan has been excluded by an election held*~~
36 ~~*under this subchapter, but the status of the territorial division shall*~~



1 ~~remain as if no election had been held.~~

2 (b)~~(1)~~ No election shall be held in any election precinct under this
3 act on the same day on which an election is held for the district or city of
4 which the precinct is a part.

5 ~~(2) If, at an election held for the entire district or city, the~~
6 ~~majority of legal votes cast shall be in favor of the sale, barter, or loan~~
7 ~~of spirituous, vinous, malt, or other liquors, then the status in the several~~
8 ~~precincts thereof shall remain as it was before the election.~~

9 ~~(3) If the majority should be against the sale, then the sale,~~
10 ~~barter, or loan of such liquors shall be unlawful in every portion of the~~
11 ~~district or city.~~

12 (c) A city, town, or municipality may have an election under this
13 title to permit or prohibit the manufacture and sale of intoxicating liquors
14 as defined under § 3-8-201 regardless of whether the county or district in
15 which the city, town, or municipality is located permits or prohibits the
16 manufacture or sale of intoxicating liquors.

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18 /s/Files
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