



STATE OF ARKANSAS
**Department of Finance
and Administration**

ALCOHOLIC BEVERAGE CONTROL
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MEMORANDUM

TO: JESSICA WHITTAKER
FROM: DORALEE CHANDLER
SUBJECT: RULES UPDATE
DATE: DECEMBER 6, 2021

Act 68: This Act establishes an excursion train permit and authorizes an excursion train permit holder to sell and serve alcoholic beverages. The Director of the Alcoholic Beverage Control Division shall adopt rules to implement and administer Ark. Code Ann. § 3-4-612, concerning excursion train permits. These Rules have been drafted and approved by the ABC Board. Secretary Walter reviewed the rules on September 1, 2021 and they were forwarded to the Governor for approval. ABC has received approval from the Governor's office to move forward with these rules. The rules have been published, filed with the Secretary of State and the State library. The public comment period expired at the ABC November 17, 2021 board meeting with no public comment being received. A summary of all public comment will be submitted with week with a request to place the rules on the next available agenda.

Act 578: This Act amends the law regarding alcoholic beverages and authorizes beer wholesalers to distribute certain ready-to-drink products. The Alcoholic Beverage Control Division shall promulgate rules regarding the distribution of ready-to-drink products containing spirituous liquor with a final finished product of no greater than fifteen percent (15%) alcohol by weight and malt liquor. These rules were drafted and set to be presented to the ABC Board on September 15th, but were not heard due to some modifications that were requested. The rules were presented to the Board at the October 13, 2021, board meeting. They have been presented and approved by Secretary Walther and the Governor. The rules are expected to be published December 11, 2021 for public comment. The public comment period is set to expire at the January 19, 2021 board meeting.

Act 703: This Act authorizes certain permit holders to sell alcoholic beverages directly to consumers to be consumed off-premises or delivered to the consumer at a location off-premises. The Director of the Alcoholic Beverage Control Division shall adopt rules to implement and administer Ark. Code Ann. § 3-4-107, concerning alcoholic beverages with food purchase. These Rules have been drafted and approved by the ABC Board. Secretary Walter reviewed the rules on September 1, 2021 and they were forwarded to the Governor for approval. ABC has received approval from the Governor's office to move forward with these rules. The rules have been published, filed with the Secretary of State and the State library.

The public comment period expired at the ABC November 17, 2021 board meeting with no public comment being received. A summary of all public comment will be submitted with week with a request to place the rules on the next available agenda.