

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Senator Everett**

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO ALLOW THE ALCOHOLIC BEVERAGE CONTROL DIVISION  
9 TO CONTINUE TO ISSUE PERMITS FOR THE SALE OF ALCOHOLIC  
10 BEVERAGES OF THE SAME KIND AND TYPE ISSUED PRIOR TO ACT  
11 418 OF 1983; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO ALLOW THE ABC TO CONTINUE TO ISSUE ALCOHOLIC BEVERAGE  
15 PERMITS OF THE SAME KIND AND TYPE ISSUED PRIOR TO ACT 418  
16 OF 1983."

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20 SECTION 1. The Alcoholic Beverage Control Division shall have the  
21 authority to continue to issue permits for the sale of beer, vinous,  
22 spirituous and malt liquor in any political subdivision of the State of  
23 Arkansas of the same kind and type issued prior to the effective date of Act  
24 418 of 1983, provided that the electorate of such political subdivision has  
25 not since the effective date of Act 418 of 1983 held an election under the  
26 provisions of Initiated Act No. 1 of 1942.

28 SECTION 2. All provisions of this act of a general and permanent nature  
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
30 Revision Commission shall incorporate the same in the Code.

32 SECTION 3. If any provision of this act or the application thereof to  
33 any person or circumstance is held invalid, such invalidity shall not affect  
34 other provisions or applications of the act which can be given effect without  
35 the invalid provision or application, and to this end the provisions of this

1 act are declared to be severable.

2       SECTION 4. All laws and parts of laws in conflict with this act are  
3 hereby repealed.

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5       SECTION 5. EMERGENCY CLAUSE. It is hereby found and determined by the  
6 General Assembly that prior to the effective date of Act 418 of 1983, county  
7 clerks were not required by law to officially notify the Alcoholic Beverage  
8 Control Division of the results of local option contests; thus, the Alcoholic  
9 Beverage Control Division was required to rely upon unofficial information  
10 prior to the effective date of Act 418 of 1983; that immediate passage of this  
11 act is necessary to eliminate confusion regarding permits issued by the  
12 Alcoholic Beverage Control Division. Therefore, an emergency is declared to  
13 exist and this act, being necessary for the immediate preservation of the  
14 public peace, health and safety, shall be in full force and effective from and  
15 after the date of its passage and approval.

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