

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

HOUSE BILL 1230

4 By: Representative Dietz, *Terry Smith, and James Allen*

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## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 3-9-215 TO PROVIDE THAT  
9 HOTELS AND RESTAURANTS WHICH ARE PERMITTED TO SELL  
10 ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION ON SUNDAY  
11 MAY SELL ALCOHOLIC BEVERAGES UNTIL 2:00 A.M. ON MONDAY  
12 WHEN SUNDAY FALLS ON DECEMBER 31ST; AND FOR OTHER  
13 PURPOSES."

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## Subtitle

16 "AMEND 13-9-215 TO PROVIDE THAT HOTELS  
17 AND RESTAURANTS WHICH ARE PERMITTED TO  
18 SELL ALCOHOLIC BEVERAGES FOR ON-PREMISES  
19 CONSUMPTION ON SUNDAY MAY SELL ALCOHOLIC  
20 BEVERAGES UNTIL 2:00 A.M. ON MONDAY WHEN  
21 SUNDAY FALLS ON DEC. 31."

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

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25 SECTION 1. Arkansas Code 3-9-215(b) is amended to read as follows:

26 "(b) Any city of the first class or any county in which the sale of  
27 alcoholic beverages for on-premises consumption in licensed restaurants and  
28 hotels has been authorized by a majority of the qualified electors of that  
29 city or county voting on the issue at an election held therefor pursuant to  
30 the provisions of § 3-9-201 et seq., by ordinance adopted by the governing  
31 body of such city or county, may refer to the voters at an election the issue  
32 of whether to authorize the sale of alcoholic beverages on Sundays between  
33 the hours of 12:00 noon and 10:00 p.m., or within a lesser period within such  
34 hours as may be provided in the ordinance. Provided, however, when Sunday  
35 falls on December 31 of any year such restaurants and hotels may

1 automatically sell alcoholic beverages for on-premises consumption between  
2 the hours of 12:00 noon on Sunday and 2:00 o'clock a.m. on the following  
3 Monday unless the city or county establishes by ordinance a lesser period of  
4 time within which alcoholic beverages may be sold for on-premises consumption  
5 by the restaurants and hotels. However, the Sunday sale of alcoholic  
6 beverages for on-premises consumption as authorized in this section shall be  
7 limited to those restaurants and hotels which possess a permit or license for  
8 sale of alcoholic beverages for on-premises consumption issued under the  
9 authority of § 3-9-201 et seq. The election shall be held in accordance with  
10 the procedures established by § 3-9-201 et seq."

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

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16 SECTION 3. If any provision of this act or the application thereof to  
17 any person or circumstance is held invalid, such invalidity shall not affect  
18 other provisions or applications of the act which can be given effect without  
19 the invalid provision or application, and to this end the provisions of this  
20 act are declared to be severable.

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

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26 /s/Dietz, et al

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