

State of Arkansas  
86th General Assembly  
Regular Session, 2007

# A Bill

HOUSE BILL 2604

By: Representative Moore

## For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS LAW CONCERNING PERMITS  
RESTRICTED TO PERMITTED PREMISES; AND FOR OTHER  
PURPOSES.

## Subtitle

AN ACT TO AMEND ARKANSAS LAW CONCERNING  
PERMITS RESTRICTED TO PERMITTED  
PREMISES.

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

SECTION 1. Arkansas Code § 3-4-218 is amended to read as follows:

3-4-218. Permits restricted to permitted premises.

(a)(1) No new liquor permits shall be issued to nor shall any outstanding liquor permit be transferred to any person, firm, or corporation by the Alcoholic Beverage Control Division wherein the permitted premises of the liquor permittee is operated as a part of the profit-making business of any drug, grocery, sporting goods, dry goods, hardware, or general mercantile store.

(2) However, the permittee may have tobacco products, mixers, soft drinks, and other items customarily associated with the retail package sale of the liquors.

(b) However, this restriction shall not prohibit the transfer of a permit by the division resulting from the sale of a business for which a permit was issued on or before February 18, 1971.

(c) It is further provided that in any instance where a retail liquor permit was issued after February 18, 1971, and the permitted premise is



1 located outside an incorporated city or town and is located within five (5)  
2 miles of two (2) other liquor stores that were grandfathered in under the  
3 provisions of subsection (b) of this section, with each of the other stores  
4 being on either side of the newer liquor store, further where the newer  
5 liquor store and one (1) of the grandfathered liquor stores are both located  
6 in the same county and the second grandfathered liquor store is located in an  
7 adjoining county, and further where all three (3) subject liquor stores are  
8 located within one (1) mile of a federal interstate highway, then the middle  
9 liquor store may be considered as a grandfathered liquor store on the same  
10 basis as its competitors and may sell items which would not ordinarily be  
11 allowed if the permit were granted after February 18, 1971.

12 (d) The holder of a retail liquor permit, as defined in § 3-4-604,  
13 which is located in any city having a population of less than six hundred  
14 (600) persons and in a county having a population of less than sixteen  
15 thousand (16,000) persons according to the 2000 Federal Decennial Census and  
16 within three (3) miles of a river that serves as a common boundary between  
17 that county and another state shall be entitled, in addition to other  
18 privileges inherent under the permit, to sell food prepared on the licensed  
19 premises for off-premises consumption.