

State of Arkansas
86th General Assembly
Regular Session, 2007

A Bill

HOUSE BILL 2630

By: Representative R. Green

For An Act To Be Entitled

AN ACT RESTRICTING THE SALE OF ALCOHOL TO CERTAIN
PERSONS; AND FOR OTHER PURPOSES.

Subtitle

AN ACT RESTRICTING THE SALE OF ALCOHOL
TO CERTAIN PERSONS.

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

SECTION 1. Arkansas Code Title 3, Chapter 3, Subchapter 2 is amended to add additional sections to read as follows:

3-3-219. Sale to person with alcohol restricted status.

(a) It shall be unlawful for any person to knowingly sell any alcoholic beverage to a person whose driver's license indicates that alcohol sales are restricted to that person.

(b)(1) Upon a first conviction, any person violating this section shall be guilty of a Class C misdemeanor.

(2) Upon a second conviction within three (3) years, a person violating this section shall be guilty of a Class D felony.

3-3-220. Sale without verification of identification.

(a) It shall be unlawful for any person to knowingly sell any alcoholic beverage to a person without examining the person's driver's license or identification card issued by the Office of Driver Services to verify that:

(1) The person is at least twenty-one (21) years of age; and

(2) The person's driver's license or identification card issued



1 by the Office of Driver Services does not indicate that alcohol sales are
2 restricted to that person.

3 (b)(1) Upon a first conviction, any person violating this section
4 shall be guilty of a Class C misdemeanor.

5 (2) Upon a second conviction within three (3) years, a person
6 violating this section shall be guilty of a Class D felony.

7
8 SECTION 2. Arkansas Code § 5-4-104, concerning authorized sentences
9 generally, is amended to add an additional subsection to read as follows:

10 (i)(1) A defendant convicted of violating § 5-65-103 or § 5-65-303 may
11 be ordered to obtain a driver's license or identification card issued by the
12 Office of Driver Services containing a restriction which prevents the sale of
13 alcohol to the defendant.

14 (2) The driver's license or identification card issued by the
15 Office of Driver Services of a person ordered to obtain a driver's license or
16 identification card issued by the Office of Driver Services containing a
17 restriction under subdivision (i)(1) of this section shall display the words
18 "ALCOHOL RESTRICTED" in a noticeable location on the face of the driver's
19 license or identification card issued by the Office of Driver Services.

20 (3) The court ordering the restriction shall prescribe the
21 duration of the restriction.

22
23 SECTION 3. Arkansas Code Title 27, Chapter 16, Subchapter 8 is amended
24 to add an additional section to read as follows:

25 27-16-812. Alcohol restriction.

26 (a) Any person issued a driver's license or identification card issued
27 by the Office of Driver Services may request that his or her driver's license
28 or identification card issued by the Office of Driver Services contain a
29 restriction preventing the sale of alcohol to the person.

30 (b) The driver's license or identification card issued by the Office
31 of Driver Services of a person requesting a restriction under subsection (a)
32 of this section shall display the words "ALCOHOL RESTRICTED" in a noticeable
33 location on the face of the driver's license or identification card issued by
34 the Office of Driver Services.

35 (c) A person requesting a restriction under subsection (a) of this
36 section may request that the removal of the restriction at any time.

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