

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015

# A Bill

HOUSE BILL 1390

4  
5 By: Representative Hammer

## For An Act To Be Entitled

8 AN ACT TO CLARIFY THE DEFINITION OF "CHURCH" FOR  
9 PURPOSES OF RETAIL LIQUOR PERMITS; AND FOR OTHER  
10 PURPOSES.

## Subtitle

14 TO CLARIFY THE DEFINITION OF "CHURCH" FOR  
15 PURPOSES OF RETAIL LIQUOR PERMITS.

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

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20 SECTION 1. Arkansas Code § 3-4-206 is amended to read as follows:

21 3-4-206. Operation of retail liquor business near church or  
22 schoolhouse prohibited.

23 (a) As used in this section, "church" means a church and a building  
24 annex owned or leased by the church that is used for church purposes.

25 ~~(a) No new permit to engage in the retail liquor business in this~~  
26 ~~state shall be issued by the Director of the Alcoholic Beverage Control~~  
27 ~~Division for the location of any business situated within two hundred (200)~~  
28 ~~yards of any church or schoolhouse.~~

29 ~~(b) However, after August 13, 2001:~~

30 ~~(1)(b)(1)~~ (b)(1) No new permit to engage in the retail liquor business in  
31 this state may be issued by the ~~director~~ Director of Alcoholic Beverage  
32 Control Division for the location of any business situated within one  
33 thousand feet (1,000') of any church or schoolhouse; ~~and.~~

34 (2)(A) No existing permit to engage in the retail liquor  
35 business in this state may be transferred to a location within one thousand  
36 feet (1,000') of any church or schoolhouse.



1                   (B) As an exception to subdivision (b)(2)(A) of this  
2 section, if any retail liquor business in this state already exists within  
3 one thousand feet (1,000') of one (1) or more churches or schoolhouses, then  
4 that same retail liquor store may be allowed to transfer to a new location  
5 that is within one thousand feet (1,000') of the closest church or  
6 schoolhouse to the present liquor store location if the new location is  
7 determined by the Alcoholic Beverage Control Division to serve the public  
8 convenience and advantage.

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