

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: H3/17/15

A Bill

HOUSE BILL 1834

5 By: Representative Richey
6

For An Act To Be Entitled

8 AN ACT TO ALLOW A CITY OF *THE FIRST CLASS OR THE*
9 *SECOND CLASS* TO AUTHORIZE BY ORDINANCE THE ISSUANCE
10 OF ALCOHOLIC BEVERAGE CONTROL BOARD PERMITS TO
11 RESTAURANTS FOR THE SALE OF MIXED DRINKS; AND FOR
12 OTHER PURPOSES.

Subtitle

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15 TO ALLOW A CITY OF *THE FIRST CLASS OR THE*
16 *SECOND CLASS* TO AUTHORIZE BY ORDINANCE
17 THE ISSUANCE OF ALCOHOLIC BEVERAGE
18 CONTROL BOARD PERMITS TO RESTAURANTS FOR
19 THE SALE OF MIXED DRINKS.
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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 § 3-9-203(a), concerning the applicability,*
26 *purpose, and effects of referendum elections and ordinances regarding on-*
27 *premises consumption of alcohol, is amended to read as follows:*

28 *(a) The provisions of this subchapter authorizing on-premises*
29 *consumption shall be effective only in cities and counties, or portions*
30 *thereof of cities and counties, in which the manufacture or sale of*
31 *intoxicating liquor is not prohibited as a result of a local option election*
32 *held pursuant to Initiated Act No. 1 of 1942, and except in a city of the*
33 *first class or a city of the second class, in which the sale of alcoholic*
34 *beverages for on-premises consumption has been approved by a majority vote at*
35 *a referendum election as ~~herein~~ provided in this section.*

36 *SECTION 2. Arkansas Code § 3-9-203(d), concerning the applicability,*



1 *purpose, and effects of referendum elections and ordinances regarding on-*
2 *premises consumption of alcohol, is amended to read as follows:*

3 *(d) A city or town may authorize by ordinance the sale of alcoholic*
4 *beverages for on-premises consumption under this subchapter if:*

5 *(1) The city is a city of the first class or a city of the*
6 *second class in which the manufacture or sale of intoxicating liquor is not*
7 *prohibited as a result of a local option election; or*

8 *~~(1)~~(2) Both:*

9 *(A) The city or town is located in a county that*
10 *authorized the manufacture and sale of intoxicating liquor after November 1,*
11 *2012; and*

12 *~~(2)~~(B) The county in which the city or town is located has*
13 *one hundred (100) active Alcoholic Beverage Control Division permits at the*
14 *time the city or town chooses to authorize on-premises consumption.*

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16 */s/Richey*
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