

1 State of Arkansas As Engrossed: H2/25/19 H2/26/19 S4/4/19

2 92nd General Assembly

A Bill

3 Regular Session, 2019

HOUSE BILL 1385

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5 By: Representative J. Mayberry

6 By: Senator K. Hammer

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For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW TO CREATE A DEFINITION OF
10 "SCHOOLHOUSE" WITH REGARD TO BUSINESSES REGULATED BY
11 THE ALCOHOLIC BEVERAGE CONTROL BOARD; AND FOR OTHER
12 PURPOSES.

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Subtitle

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TO AMEND THE LAW TO CREATE A DEFINITION
17 OF "SCHOOLHOUSE" WITH REGARD TO
18 BUSINESSES REGULATED BY THE ALCOHOLIC
19 BEVERAGE CONTROL BOARD.

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

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

26 3-2-104. Definition of "schoolhouse".

27 (a) For all businesses regulated under this title by the Alcohol
28 Beverage Control Board that are licensed or permitted after the effective
29 date of this act, "schoolhouse" means:

30 (1) A facility owned and operated by a public or private school
31 or an open-enrollment charter school; and

32 (2) A public or private daycare facility licensed by the State
33 of Arkansas.

34 (b) "Schoolhouse" does not include a home school.

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36 SECTION 2. Arkansas Code § 3-4-206(a), concerning definitions



1 regarding the operation of a retail liquor business near a church or
2 schoolhouse, is amended to read as follows:

3 (a) As used in this section:

4 (1) ~~“church”~~ “Church” means a church and all immediately
5 adjacent property owned or leased by the church that is used for church
6 purposes; and

7 (2)(A) “Schoolhouse” means a school or structure at which
8 children gather on a regular schedule for educational purposes, including
9 without limitation:

10 (i) A facility owned and operated by a public or private
11 school or an open-enrollment charter school; and

12 (ii) A public or private daycare facility licensed by the
13 State of Arkansas.

14 (B) “Schoolhouse” does not include a home school.

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16 /s/J. Mayberry
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