

1 HB17  
2 125946-1  
3 By Representative Buskey  
4 RFD: Economic Development and Tourism  
5 First Read: 01-MAR-11  
6 PFD: 02/25/2011

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8 SYNOPSIS: Under existing law, there is no retail  
9 alcoholic beverage license designated for an  
10 entertainment district.

11 This bill would create a new category for  
12 existing alcoholic beverage retail licenses, to be  
13 designated as entertainment district licenses for  
14 such district, available in any Class 1, Class 2,  
15 or Class 3 municipality to be issued by the Alabama  
16 Alcoholic Beverage Control Board to address the  
17 sale and consumption of alcoholic beverages within  
18 the entertainment districts established by such  
19 municipalities.

20  
21 A BILL  
22 TO BE ENTITLED  
23 AN ACT  
24

25 To create and establish an entertainment district  
26 designation for retail alcoholic beverage licenses available  
27 in any Class 1, Class 2, or Class 3 municipality to be issued

1 by the Alabama Alcoholic Beverage Control Board permitting and  
2 regulating the sale and consumption of alcoholic beverages  
3 within entertainment districts established by such  
4 municipalities; and to authorize the governing body of the  
5 municipality to establish entertainment districts with  
6 restrictions as to number and size.

7 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

8 Section 1. The provisions of this act shall only  
9 apply to Class 1, Class 2, and Class 3 municipalities.

10 Section 2. (a) Upon compliance of the applicant with  
11 the provisions of Chapter 3A of Title 28 of the Code of  
12 Alabama 1975, and the regulations made thereunder which are  
13 not in conflict with the provisions of this act, the Alabama  
14 Alcoholic Beverage Control Board may issue an entertainment  
15 district designation for any retail license authorized in  
16 Chapter 3A which allows the licensee to sell alcoholic  
17 beverages for consumption on the licensed premises and which  
18 licensed premises is located in an entertainment district  
19 established as provided in Section 3. A licensee who receives  
20 an entertainment district designation for an on-premises  
21 retail license shall comply with all laws, rules, and  
22 regulations which govern its license type, except that the  
23 patrons, guests, or members of that licensee may exit that  
24 licensed premises with open containers of alcoholic beverages  
25 and consume alcoholic beverages anywhere within the confines  
26 of the entertainment district, which shall be permitted, but  
27 may not enter, from outside, another licensed premises with

1 open containers or closed containers of alcoholic beverages  
2 acquired elsewhere.

3 (b) The permission granted by subsection (a)  
4 permitting the consumption of alcoholic beverages anywhere  
5 within the confines of the entertainment district shall not  
6 extend the confines of the licensed premises.

7 Section 3. The governing body of any Class 1, Class  
8 2, or Class 3 municipality may establish not more than two  
9 entertainment districts within its corporate limits, but not  
10 in residential areas, each of which must have not fewer than  
11 four licensees holding a retail liquor license in that area,  
12 and may not exceed one-half mile by one-half mile in area, but  
13 may be irregularly shaped.

14 Section 4. All laws or parts of laws which conflict  
15 with this act are repealed. All general, local, and special  
16 laws or parts of such laws insofar as they designate or  
17 restrict the boundaries, size, or area of such entertainment  
18 districts are hereby repealed.

19 Section 5. This act shall become effective  
20 immediately following its passage and approval by the  
21 Governor, or its otherwise becoming law.