

1 HB73
2 125122-2
3 By Representatives Clouse and Boothe (N & P)
4 RFD: Local Legislation
5 First Read: 01-MAR-11

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ENROLLED, An Act,

Relating to the City of Ozark in Dale County;
authorizing the sale of draft or keg beer or malt beverages by
properly licensed retail licensees of the Alabama Alcoholic
Beverage Control Board; providing for a referendum; and
repealing Act 2008-423 of the 2008 Regular Session (Acts 2008,
p. 823), relating to the sale of draft or keg beer or malt
beverages in the City of Ozark in Dale County.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act only applies in the corporate
limits of the City of Ozark

Section 2. Subject to Section 4, the sale of draft
or keg beer or malt beverages for on-premises consumption by
retail licensees of the Alabama Alcoholic Beverage Control
Board is authorized within the corporate limits of the city.
The sale of draft or keg beer or malt beverages by retail
licensees of the Alabama Alcoholic Beverage Control Board is
authorized within the corporate limits of the city only if
such beverages are sold in kegs.

Section 3. All ordinances relating to the sale,
consumption, and possession of bottled or canned beer shall
apply to draft or keg beer or malt beverages.

Section 4. The governing body of the city shall hold
a referendum to determine if draft or keg beer may be sold for

1 on-premises consumption. If a majority of the voters voting
2 thereon in the municipality vote in favor of the question,
3 then the sale of draft or keg beer for on-premises consumption
4 shall be authorized.

5 Section 5. The referendum shall be held at the next
6 general, special, or City of Ozark municipal election. If a
7 majority of the voters voting thereon do not vote in favor of
8 the question, a subsequent referendum or referenda may be
9 held. A second or subsequent referendum shall not be held
10 within 12 months following a referendum which fails to be
11 approved by the voters of the city.

12 Section 6. Act 2008-423 of the 2008 Regular Session
13 (Acts 2008, p. 823), relating to the sale of draft or keg beer
14 or malt beverages in the City of Ozark in Dale County is
15 repealed.

16 Section 7. This act shall become effective
17 immediately following its passage and approval by the
18 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 08-MAR-11.

Greg Pappas
Clerk

Senate	<hr/> 06-APR-11	Passed
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