- 1 HB20
- 2 133886-2
- 3 By Representatives Buskey and Collins
- 4 RFD: Economic Development and Tourism
- 5 First Read: 07-FEB-12
- 6 PFD: 12/01/2011

1	ENGROSSED
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4	A BILL
5	TO BE ENTITLED
6	AN ACT
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8	To create and establish an entertainment district
9	designation for retail alcoholic beverage licenses available
10	in any Class 1, Class 2, Class 3, Class 4, or Class 5
11	municipality and municipalities with an incorporated arts
12	council, main street program, or downtown development entity
13	to be issued by the Alabama Alcoholic Beverage Control Board
14	permitting and regulating the sale and consumption of
15	alcoholic beverages within entertainment districts established
16	by such municipalities; and to authorize the governing body of
17	the municipality to establish entertainment districts with
18	restrictions as to number and size.
19	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
20	Section 1. The provisions of this act shall only
21	apply to Class 1, Class 2, Class 3, Class 4, and Class 5
22	municipalities and municipalities with an incorporated arts
23	council, main street program, or downtown development entity.
24	Section 2. (a) Upon compliance of the applicant with
25	the provisions of Chapter 3A of Title 28 of the Code of
26	Alabama 1975, and the regulations made thereunder which are

not in conflict with the provisions of this act, the Alabama

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Alcoholic Beverage Control Board may issue an entertainment district designation for any retail license authorized in Chapter 3A which allows the licensee to sell alcoholic beverages for consumption on the licensed premises and which licensed premises is located in an entertainment district established as provided in Section 3. A licensee who receives an entertainment district designation for an on-premises retail license shall comply with all laws, rules, and regulations which govern its license type, except that the patrons, quests, or members of that licensee may exit that licensed premises with open containers of alcoholic beverages and consume alcoholic beverages anywhere within the confines of the entertainment district, which shall be permitted, but may not enter another licensed premises with open containers or closed containers of alcoholic beverages acquired elsewhere.

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

Section 3. The governing body of any a Class 1 municipality may establish up to five entertainment districts within its corporate limits, each of which must have not fewer than four licensees holding a retail liquor license in that area, and each district may not exceed one-half mile by one-half mile in area, but may be irregularly shaped. The governing body of any, Class 2, Class 3, Class 4, or Class 5

1 municipality or a municipality with an incorporated arts council, main street program, or downtown development entity 2 may establish not more than two entertainment districts within 3 its corporate limits, each of which must have not fewer than four licensees holding a retail liquor license in that area, 5 and each district may not exceed one-half mile by one-half 6 7 mile in area, but may be irregularly shaped. Section 4. All laws or parts of laws which conflict 8 with this act are repealed. All general, local, and special 9 10 laws or parts of such laws insofar as they designate or 11 restrict the boundaries, size, or area of such entertainment 12 districts are hereby repealed. Section 5. This act shall become effective 13 14 immediately following its passage and approval by the

Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6 7 8	Read for the first time and referred to the House of Representatives committee on Economic Development and Tourism
9 10 11	Read for the second time and placed on the calendar 1 amendment 01-MAR-12
12 13 14	Read for the third time and passed as amended
15 16 17 18	Greg Pappas Clerk