

1 HB176  
2 155780-2  
3 By Representative Laird (N & P)  
4 RFD: Local Legislation  
5 First Read: 14-JAN-14

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ENROLLED, An Act,

Relating to Randolph County; to authorize the county commission to regulate the location of Alcoholic Beverage Control Board licensees in relation to churches and schools; and to provide for enforcement.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) The Randolph County Commission by ordinance of the county commission may regulate the distance from a church or school that a licensee of the Alcoholic Beverage Control Board may be located in the unincorporated area of the county. Any ordinance enacted pursuant to this act shall not apply to any licensee of the Alcoholic Beverage Control Board operating pursuant to a license granted prior to the effective date of this act or to a licensee operating lawfully pursuant to the ordinance prior to any change in the location or the establishment of a school or church affecting the operation of a licensee pursuant to the ordinance. Any distance pursuant to the ordinance shall be specified from the property line of the licensee to the property line of the church or school.

(b) Any ordinance adopted pursuant to this act may be enforced by a civil penalty levied by the Randolph County Commission not to exceed five hundred dollars (\$500) per day for each day of violation after notice and a hearing before

1 the county commission. In addition, the ordinance of the  
2 county commission may be enforced by injunctive relief in the  
3 Circuit Court of Randolph County.

4 Section 2. This act shall become effective  
5 immediately following its passage and approval by the  
6 Governor, or its otherwise becoming law.

