

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

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Randolph County; to authorize the county
14 commission to regulate the location of Alcoholic Beverage
15 Control Board licensees in relation to churches and schools;
16 and to provide for enforcement.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. (a) The Randolph County Commission by
19 ordinance of the county commission may regulate the distance
20 from a church or school that a licensee of the Alcoholic
21 Beverage Control Board may be located in the unincorporated
22 area of the county. Any ordinance enacted pursuant to this act
23 shall not apply to any licensee of the Alcoholic Beverage
24 Control Board operating pursuant to a license granted prior to
25 the effective date of this act or to a licensee operating
26 lawfully pursuant to the ordinance prior to any change in the
27 location or the establishment of a school or church affecting

1 the operation of a licensee pursuant to the ordinance. Any
2 distance pursuant to the ordinance shall be specified from the
3 property line of the licensee to the property line of the
4 church or school.

5 (b) Any ordinance adopted pursuant to this act may
6 be enforced by a civil penalty levied by the Randolph County
7 Commission not to exceed five hundred dollars (\$500) per day
8 for each day of violation after notice and a hearing before
9 the county commission. In addition, the ordinance of the
10 county commission may be enforced by injunctive relief in the
11 Circuit Court of Randolph County.

12 Section 2. This act shall become effective
13 immediately following its passage and approval by the
14 Governor, or its otherwise becoming law.