

1 HB125
2 181061-1
3 By Representative Brown (N & P)
4 RFD: Local Legislation
5 First Read: 07-FEB-17

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to the City of Jacksonville in Calhoun
14 County; to authorize the sale of alcoholic beverages within
15 the city limits each day of the week by retail licensees of
16 the Alcoholic Beverage Control Board and to authorize the
17 governing body of the city to regulate the selling of
18 alcoholic beverages to the general public by properly licensed
19 retailers.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. (a) This section only applies to the City
22 of Jacksonville in Calhoun County.

23 (b) Alcoholic beverages may be sold each day of the
24 week for on-premises consumption by retail licensees of the
25 Alcoholic Beverage Control Board in the City of Jacksonville
26 if approved by a majority vote of the governing body.

1 (c) Alcoholic beverages may be sold each day of the
2 week for off-premises consumption by retail licensees of the
3 Alcoholic Beverage Control Board in the City of Jacksonville
4 if approved by a majority vote of the governing body.

5 (d) The governing body of the City of Jacksonville,
6 by resolution or ordinance passed by a simple majority, may
7 regulate but may not prohibit the sale of both on-premises and
8 off-premises consumption of alcoholic beverages each day of
9 the week by retail licensees of the Alcoholic Beverage Control
10 Board to the general public. Retail licensees may sell or
11 dispense alcoholic beverages pursuant to the requirements of
12 the license and applicable rules of the board.

13 (e) The provisions of this section are cumulative
14 and supplemental to the present power and authority of the
15 City of Jacksonville and are not intended to nor shall it be
16 interpreted so as to repeal any existing power or authority of
17 the governing body with this section that is now permitted
18 under the general laws of the state or under any local or
19 special act of the Legislature.

20 (f) Nothing in this section shall be construed so as
21 to abrogate, nullify, or in any way encroach upon the
22 functions, powers, and duties of the Alcoholic Beverage
23 Control Board under Chapter 3, Title 28 of the Code of Alabama
24 1975.

25 Section 2. This act shall become effective on the
26 first day of the third month following its passage and
27 approval by the Governor, or its otherwise becoming law.

