

HB231 INTRODUCED



1 T8F651-1
2 By Representative Ellis (N & P)
3 RFD: Local Legislation
4 First Read: 04-Apr-23
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A BILL
TO BE ENTITLED
AN ACT

Relating to the City of Calera; to authorize the City Council of the City of Calera to establish and regulate the operation of entertainment districts as designated by the Calera City Code; and to authorize the city council to provide penalties for violations.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act is adopted pursuant to the authority in subdivision (31) of Section 104 of the Constitution of Alabama of 2022.

Section 2. (a) The City Council of the City of Calera, by ordinance, may provide for the establishment of not more than two entertainment districts in the city, as those districts are defined in the Calera City Code. The entertainment districts may contain one or more Alcoholic Beverage Control Board licensees in an area that does not exceed one-half mile by one-half mile. The ordinance of the city council shall regulate hours of operation of an entertainment district, may provide for the revocation of the entertainment district designation, and may regulate any other aspect of the operation of entertainment districts.

(b) Any retail licensee of the Alabama Alcoholic



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29 Beverage Control Board licensed to sell alcoholic beverages
30 for on-premises consumption located in an entertainment
31 district may obtain an entertainment district permit.
32 Notwithstanding any other provision of law, any licensee that
33 receives an entertainment district permit shall comply with
34 all laws and rules governing its license, except that patrons,
35 guests, or members of the licensee may exit the licensed
36 premises with open containers of alcoholic beverages anywhere
37 within the confines of the entertainment district, but may not
38 enter the premises of another licensee with open containers or
39 closed containers of alcoholic beverages acquired elsewhere.
40 In addition, the ordinance shall prohibit a person other than
41 a retail licensee from possessing or bringing in the
42 entertainment district an open or closed container of
43 alcoholic beverages acquired outside of the entertainment
44 district during the hours of operation of the entertainment
45 district.

46 (c) The ordinance of the city council shall be enforced
47 by the City of Calera and shall provide penalties for
48 violations of the ordinance as otherwise authorized by law.

49 Section 3. All laws or parts of laws which conflict
50 with this act are repealed.

51 Section 4. This act shall become effective immediately
52 following its passage and approval by the Governor, or its
53 otherwise becoming law.