- 1 HB17
- 2 129532-3
- 3 By Representative Buskey
- 4 RFD: Economic Development and Tourism
- 5 First Read: 01-MAR-11
- 6 PFD: 02/25/2011

1	<u>ENGROSSED</u>
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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 to be issued by the Alabama Alcoholic Beverage
12	Control Board permitting and regulating the sale and
13	consumption of alcoholic beverages within entertainment
14	districts established by such municipalities; and to authorize
15	the governing body of the municipality to establish
16	entertainment districts with restrictions as to number and
17	size.
18	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
19	Section 1. The provisions of this act shall only
20	apply to Class 1, Class 2, Class 3, Class 4, and Class 5
21	municipalities.
22	Section 2. (a) Upon compliance of the applicant with
23	the provisions of Chapter 3A of Title 28 of the Code of
24	Alabama 1975, and the regulations made thereunder which are
25	not in conflict with the provisions of this act, the Alabama
26	Alcoholic Beverage Control Board may issue an entertainment
27	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, guests, 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.

(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 Class 1, Class 2, Class 3, Class 4, or Class 5 municipality may establish not more than two 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 may not exceed one-half mile by one-half mile in area, but may be irregularly shaped.

Section 4. All laws or parts of laws which conflict with this act are repealed. All general, local, and special

laws or parts of such laws insofar as they designate or
restrict the boundaries, size, or area of such entertainment
districts are hereby repealed.

Section 5. This act shall become effective
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 re- ferred to the House of Representa- tives committee on Economic Devel- opment and Tourism
9 10 11	Read for the second time and placed on the calendar with 1 substitute and 14-APR-1
12 13 14 15	Read for the third time and passed as amended 24-MAY-1 Yeas 67, Nays 24, Abstains 6
16 17 18 19	Greg Pappas Clerk