

1 HB72
2 165056-3
3 By Representative Martin
4 RFD: Economic Development and Tourism
5 First Read: 03-MAR-15

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

ENROLLED, An Act,

To ratify and confirm municipal option elections and any related taxes and licenses levied and collected pursuant to a municipal option election held pursuant to Section 28-2A-1, Code of Alabama 1975, as amended by Act 2009-546 of the 2009 Regular Session (Acts 2009, p. 1446).

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) Each municipality with a population of 1,000 or more which held an election pursuant to Section 28-2A-1, Code of Alabama 1975, as amended by Act 2009-546, of the 2009 Regular Session (Acts 2009, p. 1446), in which the majority of the voters voting in the municipal option election voted to allow the sale, distribution, and consumption of alcoholic beverages within the municipality are hereby declared wet and may continue the sale, distribution, and consumption of such beverages.

(b) Municipalities to which this act applies shall remain wet unless and until the municipality, in any subsequent municipal option election held pursuant to Chapter 2A of Title 28, Code of Alabama 1975, elects to change to a dry municipality, notwithstanding the result of any subsequent county election or special method referendum.

(c) Any taxes or licenses levied and collected pursuant to a municipal option election conducted in

1 accordance with Section 28-2A-1, Code of Alabama 1975, as
2 amended by Act 2009-546, and any administrative or regulatory
3 actions taken, are hereby ratified and confirmed.

4 (d) Each municipality with a population of 1,000 or
5 more which held an election pursuant to Section 28-2A-1, Code
6 of Alabama 1975, as amended by Act 2009-546 of the 2009
7 Regular Session (Acts 2009, p. 1446), in which the majority of
8 the voters voting in the municipal option election voted to
9 not allow the sale, distribution, and consumption of alcoholic
10 beverages within the municipality are hereby declared dry and
11 shall continue to be dry unless and until the municipality, in
12 any subsequent municipal option election held pursuant to
13 Chapter 2A of Title 28, Code of Alabama 1975, elects to change
14 to a wet municipality, provided no such subsequent election
15 shall be held sooner than 720 days following the previous
16 election.

17 Section 2. The provisions of this act are severable.
18 If any part of this act is declared invalid or
19 unconstitutional, that declaration shall not affect the part
20 which remains.

21 Section 3. This act shall become effective
22 immediately following its passage and approval by the
23 Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17

Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 10-MAR-15, as amended.

Jeff Woodard
Clerk

Senate

12-MAR-15

Passed