

1 HB62
2 133913-1
3 By Representative Hill
4 RFD: State Government
5 First Read: 07-FEB-12
6 PFD: 01/23/2012

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8 SYNOPSIS: Under existing law, an international motor
9 speedway license fee through the Alcoholic Beverage
10 Control Board is \$300.

11 This bill would increase the license fee to
12 \$1,500.

13 Under existing law, the Alcoholic Beverage
14 Control Board provides for fees for licenses issued
15 by the board.

16 This bill would increase those fees.

17
18 A BILL

19 TO BE ENTITLED

20 AN ACT

21
22 To amend Section 28-3A-19.1 of the Code of Alabama
23 1975, relating to the international motor speedway license
24 fee; to increase the fee; and to amend Section 28-3A-21 of the
25 Code of Alabama 1975, relating to fees for licenses issued by
26 the Alcoholic Beverage Control Board; to increase the fees.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Sections 28-3A-19.1 and 28-3A-21 of the
2 Code of Alabama 1975, are amended to read as follows:

3 "§28-3A-19.1.

4 "(a) Upon compliance by an applicant with the
5 provisions of this chapter, and the regulations made
6 thereunder, the Alcoholic Beverage Control Board may, where
7 the application is accompanied by a certificate from the clerk
8 or proper officers setting out that the applicant has
9 presented his or her application to the governing authority of
10 the municipality if the licensed premises is to be located
11 therein, or by a certificate from the clerk or proper officers
12 of the county if the licensed premises is to be located within
13 the county but outside the jurisdiction of a municipality, and
14 that the applicant has obtained the consent and approval of
15 the proper governing authority, issue an international motor
16 speedway license for any international motor speedway in the
17 state which marketed at least 60,000 tickets to at least two
18 motor sport racing events at the speedway in 1994, 1995, and
19 1996. Notwithstanding the provisions of subdivisions (20) and
20 (21) of subsection (a) of Section 28-3A-25, the international
21 motor speedway license shall authorize the licensee to
22 purchase liquor and wine from the board, or as authorized by
23 the board, and to purchase table wine and beer, in any county
24 or municipality in which the sale thereof is permitted, from
25 any wholesale licensee of the board and to sell liquor and
26 wine, dispensed from containers of any size, and beer in any
27 county or municipality in which the sale thereof is permitted,

1 for on-premises consumption each day of the week, including
2 Sundays, and to sell all of the aforementioned for
3 off-premises consumption except on Sunday. Such sales shall
4 be incidental to the primary purpose of recreation and
5 athletics, and shall be confined to those buildings,
6 facilities, and grounds which comprise the speedway.

7 "(b) An annual license fee of ~~three hundred dollars~~
8 ~~(\$300)~~ one thousand five hundred dollars (\$1,500) is levied
9 and prescribed for an international motor speedway license
10 issued and renewed by the board pursuant to the authority
11 contained in this section and this chapter.

12 "§28-3A-21.

13 "(a) The following annual license fees are levied
14 and prescribed for licenses issued and renewed by the board
15 pursuant to the authority contained in this chapter:

16 "(1) Manufacturer license, license fee of ~~five~~
17 ~~hundred dollars (\$500)~~ two thousand five hundred dollars
18 (\$2,500).

19 "(2) Importer license, license fee of ~~five hundred~~
20 ~~dollars (\$500)~~ one thousand five hundred dollars (\$1,500).

21 "(3) Liquor wholesale license, license fee of ~~five~~
22 ~~hundred dollars (\$500)~~ one thousand four hundred dollars
23 (\$1,400).

24 "(4) Wholesaler license, beer license fee of ~~five~~
25 ~~hundred fifty dollars (\$550)~~ one thousand four hundred dollars
26 (\$1,400) or wine license fee of ~~five hundred fifty dollars~~
27 ~~(\$550)~~ one thousand four hundred dollars (\$1,400); license fee

1 for beer and wine of ~~seven hundred fifty dollars (\$750)~~ two
2 thousand eight hundred dollars (\$2,800); plus ~~two hundred~~
3 ~~dollars (\$200)~~ one thousand dollars (\$1,000) for each
4 warehouse in addition to the principal warehouse.

5 "(5) Warehouse license, license fee of ~~two hundred~~
6 ~~dollars (\$200)~~ one thousand dollars (\$1,000).

7 "(6) Lounge retail liquor license, license fee of
8 ~~three hundred dollars (\$300)~~ eight hundred dollars (\$800).

9 "(7) Restaurant retail liquor license, license fee
10 of ~~three hundred dollars (\$300)~~ eight hundred dollars (\$800).

11 "(8) Club liquor license, Class I license fee of
12 ~~three hundred dollars (\$300)~~ eight hundred dollars (\$800),
13 Class II license fee of ~~seven hundred fifty dollars (\$750)~~ one
14 thousand nine hundred dollars (\$1,900).

15 "(9) Retail table wine license for off-premises
16 consumption, license fee of ~~one hundred fifty dollars (\$150)~~
17 four hundred dollars (\$400).

18 "(10) Retail table wine license for on-premises and
19 off-premises consumption, license fee of ~~one hundred fifty~~
20 ~~dollars (\$150)~~ four hundred dollars (\$400).

21 "(11) Retail beer license for on-premises and
22 off-premises consumption, license fee of ~~one hundred fifty~~
23 ~~dollars (\$150)~~ four hundred dollars (\$400).

24 "(12) Retail beer license for off-premises
25 consumption, license fee of ~~one hundred fifty dollars (\$150)~~
26 four hundred dollars (\$400).

1 "(13) Retail common carrier liquor license, license
2 fee of ~~one hundred fifty dollars (\$150)~~ one thousand dollars
3 (\$1,000) for each railroad, airline, bus line, ship line,
4 vessel or other common carrier entity with a vehicle passenger
5 capacity of at least 10 people.

6 "(14) Special retail license, license fee of ~~one~~
7 ~~hundred dollars (\$100)~~ four hundred dollars (\$400) for 30 days
8 or less; license fee of ~~two hundred fifty dollars (\$250)~~ one
9 thousand dollars (\$1,000) for more than 30 days.

10 "(15) Special events retail license, license fee of
11 ~~one hundred fifty dollars (\$150)~~ four hundred dollars (\$400).

12 "(b) The license fees levied and fixed by this
13 section shall be paid before the license is issued or renewed.

14 "(c) In addition to the foregoing filing fee and
15 license taxes or fees, any county or municipality in which the
16 sale of alcoholic beverages is permitted shall be authorized
17 to fix and levy privileges or license taxes on any of the
18 foregoing licenses located or operated therein, conditioned on
19 a permit or license being issued by the board.

20 "(d) No county or municipality shall have any
21 authority to levy a license or tax of any nature on any liquor
22 store."

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