

HB448 ENROLLED



1 U8EUXD-2

2 By Representatives Hulsey, DuBose, Bedsole, Ellis, Paschal (N
3 & P)

4 RFD: Shelby County Legislation

5 First Read: 09-May-23

6 2023 Regular Session



1 Enrolled, An Act,

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3 Relating to the City of Helena in Shelby County; to
4 authorize the City Council of the City of Helena to establish
5 and regulate the operation of entertainment districts in the
6 city as designated by the Helena City Code; and to authorize
7 the city council to provide penalties for violations.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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

23 (b) Any retail licensee of the Alabama Alcoholic
24 Beverage Control Board licensed to sell alcoholic beverages
25 for on-premises consumption located in an entertainment
26 district shall be authorized to obtain an entertainment
27 district permit. Notwithstanding any other provision of law,
28 any licensee that receives an entertainment district permit



29 shall comply with all laws and rules governing its license,
30 except that patrons, guests, or members of the licensee may
31 exit the licensed premises with open containers of alcoholic
32 beverages anywhere within the confines of the entertainment
33 district, but may not enter the premises of another licensee
34 with open containers or closed containers of alcoholic
35 beverages acquired elsewhere. In addition, the ordinance shall
36 prohibit a person other than a retail licensee from possessing
37 or bringing in the entertainment district an open or closed
38 container of alcoholic beverages acquired outside of the
39 entertainment district during the hours of operation of the
40 entertainment district.

41 (c) The ordinance of the city council shall be enforced
42 by the City of Helena and shall provide penalties for
43 violations of the ordinance as otherwise authorized by law.

44 Section 3. All laws or parts of laws which conflict
45 with this act are repealed.

46 Section 4. This act shall become effective immediately
47 following its passage and approval by the Governor, or its
48 otherwise becoming law.



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52 Speaker of the House of Representatives

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57 President and Presiding Officer of the Senate

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60 House of Representatives

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I hereby certify that the within Act originated in and
was passed by the House 16-May-23.

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65 John Treadwell
66 Clerk

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74 Senate 18-May-23 Passed