

1 HB526
2 159104-1
3 By Representative Beckman (N & P)
4 RFD: Local Legislation
5 First Read: 25-FEB-14

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Elmore County; to authorize the City
14 Council of the City of Millbrook and the City Council of the
15 City of Wetumpka, respectively, to regulate and permit the
16 sale and consumption of alcoholic beverages on Sunday on the
17 licensed premises of certain properly licensed retail
18 licensees of the Alcoholic Beverage Control Board serving the
19 general public in each respective city; and to authorize the
20 city council of each respective city to provide for the sale
21 of draft beer, with certain exceptions, by certain retail
22 licensees of the Alcoholic Beverage Control Board.

23 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

24 Section 1. (a) The City Council of the City of
25 Millbrook, by ordinance passed by simple majority, may
26 regulate and permit the sale for on-premises consumption only
27 of alcoholic beverages on Sunday after 12:00 p.m. upon the

1 licensed premises of retail licensees of the Alcoholic
2 Beverage Control Board of the State of Alabama and of the City
3 of Millbrook serving the general public and located within the
4 corporate limits of the city. Any licensee granted authority
5 to sell alcoholic beverages on Sunday pursuant to this act
6 shall be required to have all servers of alcoholic beverages
7 complete responsible vendor training in the manner provided by
8 the Alcoholic Beverage Control Board.

9 (b) The City Council of the City of Wetumpka, by
10 ordinance passed by simple majority, may regulate and permit
11 the sale for on-premises consumption only of alcoholic
12 beverages on Sunday after 12:00 p.m. upon the licensed
13 premises of retail licensees of the Alcoholic Beverage Control
14 Board of the State of Alabama and of the City of Wetumpka
15 serving the general public and located within the corporate
16 limits of the city. Any licensee granted authority to sell
17 alcoholic beverages on Sunday pursuant to this act shall be
18 required to have all servers of alcoholic beverages complete
19 responsible vendor training in the manner provided by the
20 Alcoholic Beverage Control Board.

21 Section 2. The City Council of the City of Millbrook
22 and the City Council of the City of Wetumpka, by ordinance,
23 may each respectively authorize the sale and distribution of
24 draft beer by retail licensees of the Alcoholic Beverage
25 Control Board within the corporate limits of the city each
26 respective city council represents. Notwithstanding the

1 foregoing, keg beer may not be sold for off-premises
2 consumption.

3 Section 3. (a) This act shall apply to the
4 regulation of the sale and distribution of alcoholic beverages
5 in the City of Millbrook and the City of Wetumpka in Elmore
6 County.

7 (b) The provisions of this act are cumulative and
8 supplemental to the present power and authority of the City of
9 Millbrook and the City of Wetumpka, respectively, and are not
10 intended to, nor shall they be interpreted so as to repeal any
11 existing power or authority of the City of Millbrook and the
12 City of Wetumpka now permitted under the general laws of the
13 state, or under any local or special act of the Legislature.

14 Section 4. For the purposes of this act, the term
15 licensee of the Alcoholic Beverage Control Board shall not
16 include an Alcoholic Beverage Control Board licensee who
17 offers, allows, or conducts either of the following:

18 (1) Gambling as defined in Section 13A-12-20, Code
19 of Alabama 1975.

20 (2) Class II or Class III gaming as defined in 25
21 U.S.C. §2703.

22 Section 5. This act shall become effective
23 immediately following its passage and approval by the
24 Governor, or its otherwise becoming law.