

1 HB208  
2 187742-1  
3 By Representatives Clouse and Boothe (N & P)  
4 RFD: Local Legislation  
5 First Read: 16-JAN-18

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to the City of Ozark in Dale County;  
14 authorizing the city council to provide for the sale of  
15 alcoholic beverages on Sundays subject to a referendum.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. This act applies only in the City of  
18 Ozark in Dale County.

19 Section 2. The sale of alcoholic beverages on  
20 Sundays may be authorized by the city council within the  
21 corporate limits of the City of Ozark subject to approval by a  
22 referendum as provided in this act. If the Sunday sale of  
23 alcoholic beverages is approved by the referendum, the city  
24 council of the city, by ordinance, may permit the sale and  
25 consumption of alcoholic beverages subject to the referendum  
26 as determined by the city council by properly licensed retail  
27 licensees of the Alcoholic Beverage Control Board serving the

1 general public. Pursuant to authority granted pursuant to the  
2 referendum, the city council may regulate which retail  
3 licensees may sell alcoholic beverages on Sunday, whether the  
4 sale may be for on-premises or off-premises consumption, or  
5 both, and any other aspect of the Sunday sale of alcoholic  
6 beverages.

7 Section 3. The city shall hold a referendum to  
8 determine whether to grant authority to the city council to  
9 provide for the sale of alcoholic beverages on Sunday pursuant  
10 to the authority specified in the referendum. The referendum  
11 shall specify whether the authority granted to the city  
12 council would include the sale of alcoholic beverages on  
13 Sundays for on-premises consumption and the time the sale of  
14 alcoholic beverages for on-premises consumption may commence  
15 and whether the authority granted to the city council would  
16 include the sale of alcoholic beverages on Sundays for  
17 off-premises consumption and the time the sale of alcoholic  
18 beverages may commence. The referendum may be presented as one  
19 question or as separate questions related to on-premises and  
20 off-premises consumption. If a majority of the voters voting  
21 thereon vote in favor of the question or questions, the sale  
22 of alcoholic beverages as authorized in this act on Sunday may  
23 be provided for by the city council subject to the referendum.

24 Section 4. The referendum shall be held at the next  
25 regular municipal election or at a special municipal election  
26 called for that purpose by the city council. Costs of the  
27 referendum shall be paid by the city. A second or subsequent

1 referendum shall not be held within 12 months following a  
2 referendum which fails to be approved by the voters of the  
3 city or to further authorize the sale of alcoholic beverages  
4 on Sunday pursuant to this act.

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

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Speaker of the House of Representatives

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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 23-JAN-18.

Jeff Woodard  
Clerk

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Senate

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08-MAR-18

Passed