

HB91 INTRODUCED



1 TBFE11-1
2 By Representative Ellis (N & P)
3 RFD: Shelby County Legislation
4 First Read: 07-Mar-23
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A BILL
TO BE ENTITLED
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

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



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29 (b) Any retail licensee of the Alabama Alcoholic
30 Beverage Control Board licensed to sell alcoholic beverages
31 for on-premises consumption located in an entertainment
32 district may obtain an entertainment district permit.
33 Notwithstanding any other provision of law, any licensee that
34 receives an entertainment district permit shall comply with
35 all laws and rules governing its license, except that patrons,
36 guests, or members of the licensee may exit the licensed
37 premises with open containers of alcoholic beverages anywhere
38 within the confines of the entertainment district, but may not
39 enter the premises of another licensee with open containers or
40 closed containers of alcoholic beverages acquired elsewhere.
41 In addition, the ordinance shall prohibit a person other than
42 a retail licensee from possessing or bringing in the
43 entertainment district an open or closed container of
44 alcoholic beverages acquired outside of the entertainment
45 district during the hours of operation of the entertainment
46 district.

47 (c) The ordinance of the city council shall be enforced
48 by the City of Columbiana and shall provide penalties for
49 violations of the ordinance as otherwise authorized by law.

50 Section 3. All laws or parts of laws which conflict
51 with this act are repealed.

52 Section 4. This act shall become effective immediately
53 following its passage and approval by the Governor, or its
54 otherwise becoming law.