

1 HB322  
2 181290-1  
3 By Representatives Johnson (R) and Boyd (N & P)  
4 RFD: Local Legislation  
5 First Read: 28-FEB-17

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 Relating to the City of Lincoln in Talladega County;  
14 authorizing the sale of certain alcoholic beverages in the  
15 municipality on Sundays under certain conditions.

16 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

17 Section 1. This act applies only in the City of  
18 Lincoln in Talladega County.

19 Section 2. The sale of alcoholic beverages after  
20 1:00 p.m. on Sundays may be authorized by the city council  
21 within the corporate limits of the City of Lincoln after  
22 approval by a referendum as provided in this act. If the  
23 Sunday sale of alcoholic beverages is approved by a  
24 referendum, the city council of the city, by ordinance, may  
25 permit the sale and consumption of alcoholic beverages on  
26 Sunday after 1:00 p.m. as determined by the city council by  
27 properly licensed retail licensees of the Alcoholic Beverage

1 Control Board. In addition, if the sale of alcoholic beverages  
2 is authorized after 1:00 p.m. on Sundays, the city council, by  
3 ordinance, may authorize the sale of alcoholic beverages after  
4 7:00 a.m. on any Sunday that races are conducted at the  
5 international speedway in the county. Pursuant to this  
6 authority, the city council may regulate which retail  
7 licensees may sell alcoholic beverages on Sunday, whether the  
8 sale may be for off-premises consumption, and any other aspect  
9 of the Sunday sale of alcoholic beverages.

10 Section 3. The city shall hold a referendum to  
11 determine if the public favors the sale of alcoholic beverages  
12 on Sunday. If a majority of the voters voting thereon vote in  
13 favor of the question, then the sale of alcoholic beverages as  
14 authorized in this act on Sunday may be provided for by the  
15 city council.

16 Section 4. The referendum shall be held at the next  
17 regular election or at a special election called for that  
18 purpose by the city council. Costs of the referendum shall be  
19 paid by the city. A second or subsequent referendum shall not  
20 be held within 12 months following a referendum which fails to  
21 be approved by the voters of the city.

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