

1 SB520
2 138056-3
3 By Senator Fielding (N & P)
4 RFD: Local Legislation No. 1
5 First Read: 17-APR-12

1 SB520

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4 With Notice and Proof

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6 ENROLLED, An Act,

7 Relating to the City of Goodwater in Coosa County;
8 authorizing elections to determine whether alcoholic beverages
9 may be sold or dispensed on Sunday by properly licensed retail
10 licensees serving the general public within the city.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. This act shall apply only to the City of
13 Goodwater in Coosa County.

14 Section 2. (a) The voters of the City of Goodwater
15 may authorize the sale of alcoholic beverages within the
16 municipality on Sunday by an election pursuant to this act, in
17 the following manner:

18 Within 30 days from the effective date of this act,
19 the governing body of the City of Goodwater, by resolution,
20 may call an election for the municipality to determine the
21 sentiment of the voters of the municipality residing within
22 the corporate limits, as to whether or not alcoholic beverages
23 can be legally sold or distributed on Sunday within the
24 municipality.

1 (b) On the ballot to be used for such election, the
2 question shall be in the following form: "Do you favor the
3 legal sale and distribution of alcoholic beverages within this
4 municipality, on Sunday between 1:00 P.M. and 9:30 P.M. and on
5 those Sundays on which occurs New Year's Eve (December 31),
6 after 1:00 P.M.? Yes ___ No ___."

7 (c) The election shall be held and the officers
8 appointed to hold the election in the manner provided by law
9 for holding other municipal elections, and the returns thereof
10 tabulated and results certified as provided by law for
11 municipal elections. Any Sunday sales election shall be held
12 as provided in this act as a special election or at any
13 subsequent municipal election following the date of the
14 resolution.

15 (d) Notice of the election shall be given by the
16 governing body of the municipality by publication or by
17 posting the notice at the town or city hall apprising the
18 voters of the municipality, at least three weeks before the
19 date of the election, that an election shall be held to
20 determine whether alcoholic beverages may be sold in the
21 municipality on Sunday. The cost of the election shall be paid
22 out of the general fund of the municipality.

23 (e) Only qualified voters of the municipality may
24 vote in the election. If a majority of the voters voting in
25 the municipal election vote "Yes," alcoholic beverages can be

1 legally sold or dispensed within the corporate limits of the
2 municipality on Sunday by licensees of the Alcoholic Beverage
3 Control Board and the City of Goodwater serving the general
4 public in accordance with applicable laws and regulations
5 between the hours of 1:00 P.M. and 9:30 P.M. Except as
6 authorized by law or during such hours, it shall be unlawful
7 for any licensed vendor to sell, dispense, or permit the
8 consumption of alcoholic beverages on Sunday. Provided, that
9 on those Sundays on which occurs New Year's Eve, December 31,
10 alcoholic beverages may be sold or dispensed by such licensees
11 pursuant to applicable laws and regulations any time after
12 1:00 P.M. The municipality may enact, by ordinance, such
13 policies it deems appropriate to regulate any aspect of Sunday
14 alcoholic beverage sales.

15 (f) If a majority of the voters voting in the
16 municipal election vote "No," alcoholic beverages may not be
17 sold or dispensed in the municipality on Sunday after the hour
18 of 2:00 A.M., except as otherwise authorized by law or by
19 subsequent election which legalizes the sale and dispensing of
20 alcoholic beverages on Sunday.

21 Section 3. The provisions of this act are cumulative
22 and supplemental to the present power and authority of the
23 City of Goodwater and is not intended to, nor shall it be
24 interpreted so as to, repeal any existing power or authority
25 of the City of Goodwater now permitted under the general laws

1 of the state, or under any local or special act of the
2 Legislature.

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

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB520

Senate 03-MAY-12

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris
Secretary

House of Representatives
Passed: 09-MAY-12

By: Senator Fielding