

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

As Engrossed: H2/25/19

A Bill

HOUSE BILL 1385

5 By: Representative J. Mayberry
6 By: Senator K. Hammer
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW TO CREATE A DEFINITION OF
10 "SCHOOLHOUSE" WITH REGARD TO BUSINESSES REGULATED BY
11 THE ALCOHOLIC BEVERAGE CONTROL BOARD; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

16 TO AMEND THE LAW TO CREATE A DEFINITION
17 OF "SCHOOLHOUSE" WITH REGARD TO
18 BUSINESSES REGULATED BY THE ALCOHOLIC
19 BEVERAGE CONTROL BOARD.
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. Arkansas Code Title 3, Chapter 2, Subchapter 1, is amended
25 to add an additional section to read as follows:

26 3-2-104. Definition of "schoolhouse".

27 (a) For all businesses regulated by the Alcohol Beverage Control Board
28 that are licensed or permitted after the effective date of this act,
29 "schoolhouse" means a school or a structure at which children gather on a
30 regular schedule for educational purposes, including without limitation:

31 (1) A facility owned and operated by a public or private school
32 or an open-enrollment charter school; and

33 (2) A public or private daycare facility licensed by the State
34 of Arkansas.

35 (b) "Schoolhouse" does not include a home school.
36



1 SECTION 2. Arkansas Code § 3-4-206(a), concerning definitions
2 regarding the operation of a retail liquor business near a church or
3 schoolhouse, is amended to read as follows:

4 (a) As used in this section:

5 (1) "church" "Church" means a church and all immediately
6 adjacent property owned or leased by the church that is used for church
7 purposes; and

8 (2)(A) "Schoolhouse" means a school or structure at which
9 children gather on a regular schedule for educational purposes, including
10 without limitation:

11 (i) A facility owned and operated by a public or private
12 school or an open-enrollment charter school; and

13 (ii) A public or private daycare facility licensed by the
14 State of Arkansas.

15 (B) "Schoolhouse" does not include a home school.

16
17 /s/J. Mayberry
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36