

House Bill 517

By: Representatives Williams of the 119th, Quick of the 117th, Frye of the 118th, Tankersley of the 160th, Williamson of the 115th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to the
2 regulation of alcoholic beverages generally, so as to provide for local control of distance
3 requirements for grocery stores and other licensees for the retail sale of wine and malt
4 beverages for consumption off the premises only such that grocery stores and other licensees
5 shall be allowed to open in locations near college campuses such as downtown areas, if so
6 permitted by the local governing authority; to provide for related matters; to repeal
7 conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 style="text-align:center">**SECTION 1.**

10 Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to alcoholic
11 beverages, is amended by revising subsection (a) of Code Section 3-3-21, relating to sales
12 of alcoholic beverages near churches, school buildings, or other sites, as follows:

13 "(a)(1) No person knowingly and intentionally may sell or offer to sell:

14 (A) Any distilled spirits in or within 100 yards of any church building or within 200
15 yards of any school building, educational building, school grounds, or college campus;

16 (B) Any wine or malt beverages within 100 yards of any school building, school
17 grounds, or college campus. This subparagraph shall not apply at any location for which
18 a license has been issued prior to July 1, 1981, nor to the renewal of such license. Nor
19 shall this subparagraph apply at any location for which a new license is applied for if
20 the sale of wine and beer was lawful at such location at any time during the 12 months
21 immediately preceding such application; Nothing in this subparagraph shall prohibit
22 a licensee for the retail sale of only wine and malt beverages for consumption off the
23 premises from selling wine or malt beverages within 100 yards of any college campus,
24 if so permitted under the distance requirements of the county or municipality; or

25 (C) Any distilled spirits, wine, or malt beverages within 100 yards of an alcoholic
26 treatment center owned and operated by this state or any county or municipal
27 government therein. This paragraph shall not apply to any business having a license in
28 effect on July 1, 1981.

29 (2) As used in this subsection, the term 'school building' or 'educational building' shall
30 apply only to state, county, city, or church school buildings and to such buildings at such
31 other schools in which are taught subjects commonly taught in the common schools and
32 colleges of this state and which are public schools or private schools as defined in
33 subsection (b) of Code Section 20-2-690."

34 **SECTION 2.**

35 All laws and parts of laws in conflict with this Act are repealed.

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