

The Senate Regulated Industries and Utilities Committee offered the following substitute to HB 517:

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 as to the retail sale of wine and malt beverages for  
4 consumption off the premises only such that grocery stores shall be allowed to open in  
5 locations near college campuses such as downtown areas, if so permitted by the local  
6 governing authority; to provide for related matters; to repeal conflicting laws; and for other  
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **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 grocery store licensed for the retail sale of only wine and malt beverages for  
23 consumption off the premises from selling wine or malt beverages within 100 yards of

24 any college campus, where so permitted by resolution or ordinance of the county or  
25 municipality. As used in this subparagraph, the term 'grocery store' means a retail

26 establishment which has at least 80 percent of its total retail floor space reserved for the  
27 sale of food and other nonalcoholic items; or

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

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

37 **SECTION 2.**

38 All laws and parts of laws in conflict with this Act are repealed.