

House Bill 751

By: Representative Harrell of the 106<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 3 of Title 3 of the Official Code of Georgia Annotated,  
2 relating to prohibited acts relative to the regulation of alcoholic beverages generally, so as  
3 to repeal and reserve Code Section 3-3-24.1, relating to a definition and penalty; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 2 of Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to  
8 prohibited acts relative to the regulation of alcoholic beverages generally, is amended by  
9 repealing and reserving Code Section 3-3-24.1, relating to a definition and penalty, as  
10 follows:

11 "3-3-24.1.

12 ~~(a) For purposes of this Code section, the term 'business establishment primarily engaged~~  
13 ~~in the retail sale of alcoholic beverages in unbroken packages' means an individual,~~  
14 ~~partnership, corporation, association, or other business entity which derives from its retail~~  
15 ~~sale of alcoholic beverages in unbroken packages at least 75 percent of its total annual~~  
16 ~~gross income.~~

17 ~~(b) Reserved.~~

18 ~~(c) Any person violating this Code section shall be guilty of a misdemeanor, except that~~  
19 ~~the violation of this Code section by a person under 17 years of age shall constitute a~~  
20 ~~delinquent act under Chapter 11 of Title 15 and not a misdemeanor Reserved."~~

21 **SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.