

By: Senator(s) Jackson (32nd)

To: Finance

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2807

1 AN ACT TO AMEND SECTION 67-1-7, MISSISSIPPI CODE OF 1972, TO
2 RESTORE THE PROVISION OF LAW RESTRICTING THE AREAS IN WHICH THE
3 MANUFACTURE, SALE AND DISTRIBUTION OF ALCOHOLIC BEVERAGES ARE
4 PERMISSIBLE AND LAWFUL TO INCORPORATED MUNICIPALITIES, QUALIFIED
5 RESORT AREAS AND CLUBS; TO PROVIDE THAT ANY PERMITS ISSUED BY THE
6 DEPARTMENT OF REVENUE BETWEEN JULY 1, 2020, AND THE DAY BEFORE THE
7 EFFECTIVE DATE OF THIS ACT FOR THE MANUFACTURE, SALE AND
8 DISTRIBUTION OF ALCOHOLIC BEVERAGES, WHETHER OR NOT ISSUED TO
9 PERMITTEES IN SUCH MUNICIPALITIES, QUALIFIED RESORT AREAS OR
10 CLUBS, SHALL BE ELIGIBLE FOR RENEWAL ON OR AFTER JULY 1, 2021; AND
11 FOR RELATED PURPOSES.

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

13 **SECTION 1.** Section 67-1-7, Mississippi Code of 1972, is
14 amended as follows:

15 67-1-7. (1) Except as otherwise provided in Section 67-9-1
16 for the transportation and possession of limited amounts of
17 alcoholic beverages for the use of an alcohol processing
18 permittee, and subject to all of the provisions and restrictions
19 contained in this chapter, the manufacture, sale, distribution,
20 and transportation of alcoholic beverages shall be lawful, subject
21 to the restrictions hereinafter imposed, in those counties and
22 municipalities of this state in which, at a local option election



23 called and held for that purpose under the provisions of this
24 chapter, a majority of the qualified electors voting in such
25 election shall vote in favor thereof.

26 Beginning on the effective date of this act, except as
27 otherwise provided in Section 67-1-51 for holders of a caterer's
28 permit, the manufacture, sale and distribution of alcoholic
29 beverages shall not be permissible or lawful in counties except in
30 (a) incorporated municipalities located within such counties, (b)
31 qualified resort areas within such counties approved as such by
32 the department, or (c) clubs within such counties, whether within
33 a municipality or not. However, any permits issued by the
34 department between July 1, 2020, and the day before the effective
35 date of this act for the manufacture, sale and distribution of
36 alcoholic beverages, whether or not issued to permittees in such
37 municipalities, qualified resort areas or clubs, shall be eligible
38 for renewal on or after the effective date of this act.

39 The manufacture, sale, distribution and possession of native
40 wines shall be lawful in any location within any such county
41 except those locations where the manufacture, sale or distribution
42 is prohibited by law other than this section or by regulations of
43 the department.

44 (2) Notwithstanding the foregoing, within any state park or
45 any state park facility that has been declared a qualified resort
46 area by the department, and within any qualified resort area as
47 defined under Section 67-1-5(o)(iii), an on-premises retailer's



48 permit may be issued for the qualified resort area, and the
49 permittee may lawfully sell alcoholic beverages for consumption on
50 his licensed premises regardless of whether or not the county or
51 municipality in which the qualified resort area is located has
52 voted in favor of coming out from under the dry law, and it shall
53 be lawful to receive, store, sell, possess and consume alcoholic
54 beverages on the licensed premises, and to sell, distribute and
55 transport alcoholic beverages to the licensed premises. Moreover,
56 the governing authorities of a municipality in which a qualified
57 resort area defined under Section 67-1-5(o)(iii)5, 7 or 21 is
58 located, the Pearl River Valley Water Supply District Board which
59 governs the qualified resort area defined under Section
60 67-1-5(o)(iii)8.a.A, and the board of supervisors of the county in
61 which the qualified resort area defined under Section
62 67-1-5(o)(iii)8.a.B and C is located, may, by ordinance or
63 resolution, provide that package retailer's permits may be issued
64 in the applicable qualified resort area, and that it shall be
65 lawful to receive, store, sell, possess and distribute alcoholic
66 beverages in accordance with such package retailer's permits.

67 **SECTION 2.** This act shall take effect and be in force from
68 and after its passage.

