

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

HOUSE BILL HB2588:

Roggow

AS INTRODUCED

An Act relating to intoxicating liquors; amending 37 O.S. 2001, Section 549, which relates to the prohibition against possessing untaxed alcoholic beverages; providing exception; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 37 O.S. 2001, Section 549, is amended to read as follows:

Section 549. A. Every person who ~~shall have in his possession~~ possesses more than one (1) liter of alcoholic beverages, the bottle or other original container upon which the excise tax levied by Section 553 of this title has not been paid as provided for by the Oklahoma Alcoholic Beverage Control Act, shall be guilty of a misdemeanor, and if such person is the holder of a license under this act such license shall be subject to revocation or suspension by the Alcoholic Beverage Laws Enforcement Commission. The ABLE Commission may adopt rules and regulations for hearings on a revocation of a license for violation of the provisions of this section. Provided the ABLE Commission may suspend any license for a violation of this section for a period of thirty (30) days with notice of hearing as the ABLE Commission may determine.

B. The provisions of subsection A of this section shall not apply to a person who brings wine into this state from outside the state for an exhibition at a state, county or municipal fair or festival.

SECTION 2. This act shall become effective November 1, 2004.

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