

HJR 1066

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THE STATE SENATE
Wednesday, April 5, 2006

ENGROSSED
House Joint
Resolution No. 1066

ENGROSSED HOUSE BILL NO. 1066 - By: CALVEY and LIEBMANN of the House and SHURDEN of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6 of Article XXVIII of the Constitution of the State of Oklahoma; modifying prohibition of sales of alcoholic beverages by package stores on certain days; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE 2ND SESSION OF THE 50TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 6 of Article 28 of the Constitution of the State of Oklahoma to read as follows:

Section 6. (a) It shall be unlawful for any retail package store to sell, at retail, any alcoholic beverage:

On the first day of the week, commonly called Sunday;

~~On the day of any National, State, County or City Election, including primary elections, during the hours the polls are open;~~
and

(Bold face denotes Committee Amendments)

1 On Decoration or Memorial Day, Independence Day, Labor Day,
2 Thanksgiving Day, and Christmas Day.

3 (b) The voters of any county electing to authorize sales of
4 alcoholic beverages by the individual drink for on-premises
5 consumption under Section 4 hereof may designate as days on which
6 such sales are not authorized, any or all of those days listed in
7 subsection (a) of this section. It shall be unlawful for any
8 licensee or person to make any such sale within any such county on
9 days so designated.

10 (c) Any licensee or person violating the provisions of this
11 section shall be deemed guilty of a misdemeanor and any license
12 issued pursuant to provisions of this act shall be revoked upon
13 conviction for such sale in violation of this section.

14 SECTION 2. The Ballot Title for the proposed Constitutional
15 amendment as set forth in SECTION 1 of this resolution shall be in
16 the following form:

17 BALLLOT TITLE
18 Legislative Referendum No. _____ State Question No. _____

19 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

20 This measure amends the Oklahoma Constitution. It amends
21 Article 28. This Article deals with sales of alcoholic
22 beverages. Section 6 of Article 28 bans the sale of alcoholic
23 beverages by package stores on certain days. Package store

1 sales of these beverages are prohibited on election days while
2 the polls are open. This measure would remove the ban on sales
3 on election days. If this measure passes, package stores could
4 sell alcoholic beverages on election days.

5 SHALL THE PROPOSAL BE APPROVED?

6 FOR THE PROPOSAL - YES _____

7 AGAINST THE PROPOSAL - NO _____

8 SECTION 3. The Chief Clerk of the House of Representatives,
9 immediately after the passage of this resolution, shall prepare and
10 file one copy thereof, including the Ballot Title set forth in
11 SECTION 2 hereof, with the Secretary of State and one copy with the
12 Attorney General.

13 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND LABOR, dated 4-3-06 -
14 DO PASS.