

STATE OF OKLAHOMA

1st Session of the 50th Legislature (2005)

HOUSE BILL 1934

By: Dorman

AS INTRODUCED

An Act relating to intoxicating liquors; amending 37 O.S. 2001, Section 522, which relates to publication of notice of intent to apply for license; modifying language; and providing an effective date.

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

SECTION 1. AMENDATORY 37 O.S. 2001, Section 522, is amended to read as follows:

Section 522. Applicants for original brewer, distiller, winemaker, rectifier, wholesaler, Class B wholesaler, mixed beverage, beer and wine, bottle club, caterer or package store licenses shall, prior to applying for ~~such~~ the license, twice publish, in such form and containing such information as the Alcoholic Beverage Laws Enforcement Commission shall by regulation prescribe, a notice of its intention to apply for ~~any such~~ the license, once a week for two (2) successive weeks in a legal newspaper of general circulation within the county where the proposed premises is to be located, and file proof of ~~such~~ the publication with the ABLE Commission. Unless otherwise provided, the ABLE Commission shall give notice of approval or disapproval of an application for a license within thirty (30) days after the filing of ~~said~~ the application. The ABLE Commission shall give notice of approval or disapproval of an application for a mixed beverage, beer and wine, bottle club or caterer license within sixty

(60) days after the filing of ~~said~~ the application. Provided, the ABLE Commission may extend the period for making a determination of whether to approve or disapprove an application an additional thirty (30) days for good cause.

The ABLE Commission may conditionally approve any application which is subject to Section 523 of this title if:

1. Construction, modification or alteration of premises proposed for licensed operations is not completed; and
2. The applicant furnishes a conditional certification issued by the municipality or county that the ~~applicant's~~ plans and specifications of the applicant indicate that the proposed premises will comply with the ~~municipality's or county's~~ zoning, fire, safety, and health codes of the municipality or county.

The ABLE Commission shall issue its final notice of approval when the applicant furnishes final certificates required by Section 523 of this title.

SECTION 2. This act shall become effective November 1, 2005.

50-1-6354          GRS          01/19/05