

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

HOUSE BILL 3057

By: Balkman

AS INTRODUCED

An Act relating to low-point beer; providing for state regulation of low-point beer by the Alcoholic Beverage Laws Enforcement Commission; providing that certain constitutional and statutory provisions do not apply to low-point beer; providing for regulatory authority of other entities and persons; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 163 of Title 37, unless there is created a duplication in numbering, reads as follows:

A. The Alcoholic Beverage Laws Enforcement Commission shall be the state agency charged with enforcement of laws pertaining to low-point beer.

B. The provisions of this section shall not mean that the provisions of Article XXVIII of the Oklahoma Constitution or the provisions of the Oklahoma Alcoholic Beverage Control Act apply to low-point beer.

C. The provisions of this section shall not prevent:

1. The Oklahoma Tax Commission from enforcing tax laws relating to low-point beer;

2. Municipalities from enacting ordinances pertaining to low-point beer, if the ordinances are authorized by state law;

3. The district courts from enforcing the provisions of Section 163.11 of Title 37 of the Oklahoma Statutes; or

4. Law enforcement officers from enforcing laws pertaining to low-point beer.

SECTION 2. This act shall become effective November 1, 2006.

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