

1 ENGROSSED SENATE  
2 BILL NO. 2210

By: Branan of the Senate

3 and

4 Sullivan of the House

5  
6  
7 [ intoxicating liquor - package store license -

8 spouse - effective date -

9 emergency ]

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

13 SECTION 1. AMENDATORY 37 O.S. 2001, Section 534, as  
14 amended by Section 2, Chapter 131, O.S.L. 2008 (37 O.S. Supp. 2009,  
15 Section 534), is amended to read as follows:

16 Section 534. A. No package store license shall be issued for  
17 premises unless said premises are separated from premises on which  
18 any other goods, wares or merchandise are sold or services are  
19 rendered by nontransparent walls which may be broken by a passageway  
20 to which the public is not admitted. Provided, it shall be unlawful  
21 for any person or persons to take any alcoholic beverage from such  
22 store through said passageway for the purpose of selling, reselling,  
23 or delivering in connection with the sale of said alcoholic  
24 beverage. Such licenses shall apply only to the premises described

1 in the application. No person may own any interest in more than one  
2 package store. For the purpose only of establishing whether or not  
3 a person owns an interest in more than one package store, any person  
4 having a beneficial interest in any package store shall be deemed to  
5 be a partner in said package store except that the spouse of any  
6 package store license holder or partner shall not be deemed to be a  
7 partner or have a beneficial interest in a package store unless his  
8 or her name appears on the license. A beneficial interest shall be  
9 any interest that benefits from any sales or profits of said package  
10 store.

11 B. For purposes of this section, any spouse of a package store  
12 license holder shall not hold another license provided for pursuant  
13 to the Oklahoma Alcoholic Beverage Control Act, except a package  
14 store license.

15 C. Package stores licensed under the Oklahoma Alcoholic  
16 Beverage Control Act may sell only alcoholic beverages in retail  
17 containers as defined in Section 506 of this title, in the original  
18 package for consumption off the premises. Provided, all alcoholic  
19 beverages are to be sold at ordinary room temperature. All retail  
20 sales shall be made on the licensed premises and all deliveries off  
21 the premises, at retail, of intoxicating liquor or beer are hereby  
22 prohibited.

23 SECTION 2. This act shall become effective July 1, 2010.  
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