

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE JOINT
4 RESOLUTION 1006

By: Lamons

5
6 AS INTRODUCED

7 A Joint Resolution directing the Secretary of State
8 to refer to the people for their approval or
9 rejection a proposed amendment to Section 10 of
10 Article XXVIII of the Constitution of the State of
11 Oklahoma; modifying package store and wholesale
12 distributor license provisions; modifying certain
13 license eligibility requirement; providing ballot
14 title; and directing filing.

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
16 1ST SESSION OF THE 52ND OKLAHOMA LEGISLATURE:

17 SECTION 1. The Secretary of State shall refer to the people for
18 their approval or rejection, as and in the manner provided by law,
19 the following proposed amendment to Section 10 of Article XXVIII of
20 the Constitution of the State of Oklahoma to read as follows:

21 Section 10. No retail package store or wholesale distributor's
22 license shall be issued to:

23 (a) A corporation, business trust or secret partnership.

24 (b) A person or partnership unless such person or all of the
copartners including limited partners shall have been residents of

1 the State of Oklahoma for at least ten (10) years ~~immediately~~
2 ~~preceding the date of application for such license.~~

3 (c) A person or a general or limited partnership containing a
4 partner who has been convicted of a violation of a prohibitory law
5 relating to the sale, manufacture, or the transportation of
6 alcoholic beverages which constituted a felony or misdemeanor.

7 (d) A person or a general or limited partnership containing a
8 partner who has been convicted of a felony.

9 No license to sell alcoholic beverages by the individual drink for
10 on-premises consumption shall be issued to:

11 (a) A person or a general or limited partnership containing a
12 partner who has been convicted of a violation of a prohibitory law
13 relating to the sale, manufacture, or the transportation of
14 alcoholic beverages which constituted a felony.

15 (b) A person or a general or limited partnership containing a
16 partner who has been convicted of a felony.

17 (c) A corporation which has an officer or director who has been
18 convicted of a violation of a prohibitory law relating to the sale,
19 manufacture, or the transportation of alcoholic beverages which
20 constituted a felony.

21 (d) A corporation which has an officer or director who has been
22 convicted of a felony.

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

4 BALLOT TITLE

5 Legislative Referendum No. _____ State Question No. _____

6 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

7 This measure amends the Oklahoma Constitution. It changes
8 Section 10 of Article 28. This measure deals with liquor store
9 and liquor wholesaler licenses. It removes the requirement that
10 applicants must have lived in the state for 10 consecutive
11 years. Applicants would still be required to have lived in
12 Oklahoma for 10 years but they would no longer have to be
13 consecutive.

14 SHALL THE PROPOSAL BE APPROVED?

15 FOR THE PROPOSAL - YES _____

16 AGAINST THE PROPOSAL - NO _____

17 SECTION 3. The Chief Clerk of the House of Representatives,
18 immediately after the passage of this act, shall prepare and file
19 one copy thereof, including the Ballot Title set forth in SECTION 2
20 hereof, with the Secretary of State and one copy with the Attorney
21 General.

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23 52-1-5085 CJB 12/23/08
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