

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**

# A Bill

**ACT 1212 OF 1995**  
**HOUSE BILL 1959**

4 **By: Representatives Purdom and Roric**

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## **For An Act To Be Entitled**

8 "AN ACT TO ESTABLISH PROCEDURES FOR REAPPLICATION TO THE  
9 DIRECTOR OF THE ALCOHOLIC BEVERAGE CONTROL DIVISION TO  
10 OPERATE AS A PRIVATE CLUB IN AN AREA WHICH HAS NOT ELECTED  
11 TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES AFTER A PREVIOUS  
12 APPLICATION HAS BEEN DENIED; AND FOR OTHER PURPOSES."

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## **Subtitle**

15 "AN ACT TO ESTABLISH PROCEDURES FOR  
16 REAPPLICATION TO OPERATE AS A PRIVATE  
17 CLUB IN AN AREA WHICH HAS NOT ELECTED TO  
18 ALLOW THE SALE OF ALCOHOLIC BEVERAGES  
19 AFTER A PREVIOUS APPLICATION HAS BEEN  
20 DENIED."

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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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24 SECTION 1. Any person who has applied to the Director of the Alcoholic  
25 Beverage Control Division for a permit to operate as a private club in an area  
26 which has not elected to allow the sale of alcoholic beverages and that  
27 application was denied may reapply by following the procedures set forth in  
28 Ark. Code Ann. § 3-9-222 and the additional procedures provided for in Section  
29 2 of this act.

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31 SECTION 2. (a) If the applicant is reapplying within five (5) years  
32 from the date an application was denied by the Director the application shall  
33 be accompanied by certification from the county clerk of the county where the  
34 private club is to be located certifying that the applicant obtained  
35 signatures from not less than twenty-five percent (25%) of the registered  
36 voters in the county. The application shall be filed no later than twenty

1 (20) days from the date the county clerk certifies the petitions.

2 (b) The signatures must be obtained on petitions which clearly state  
3 that the purpose of the petitions are to obtain an alcoholic beverage permit  
4 for a private club and serve alcoholic beverages.

5 (c) The person obtaining signatures shall verify the signatures by  
6 affidavit which is to be filed with the county clerk at the time of filing the  
7 petitions for certification.

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9 SECTION 3. All provisions of this act of a general and permanent nature  
10 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
11 Revision Commission shall incorporate the same in the Code.

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13 SECTION 4. If any provision of this act or the application thereof to  
14 any person or circumstance is held invalid, such invalidity shall not affect  
15 other provisions or applications of the act which can be given effect without  
16 the invalid provision or application, and to this end the provisions of this  
17 act are declared to be severable.

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19 SECTION 5. All laws and parts of laws in conflict with this act are  
20 hereby repealed.

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APPROVED: 4-11-95

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