

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

A Bill

HOUSE BILL 1959

4 By: Representatives Purdom and Rorie

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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

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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
26 area 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
29 Section 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

1 voters in the county. The application shall be filed no later than twenty
2 (20) days from the date the county clerk certifies the petitions.

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

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

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

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

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21 hereby repealed.

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