HJR1057 FULLPCS1 Kevin Wallace-JM 2/15/2024 3:40:53 pm

COMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES
State of Oklahoma

S	SPEAKER:						
C	CHAIR:						
I move	e to amend	HJR1057					
Page		Section	Section	Lines		of the printed Bill	
			_		Of	the Engr	ossed Bill
		Title, the Resolu thereof the fo			entire	measure, a	and by
		ORM TO AMENDMENTS	Amendr	ment si	ıbmitted	by: Kevin	Wallace

Reading Clerk

1	STATE OF OKLAHOMA						
2	2nd Session of the 59th Legislature (2024)						
3	PROPOSED COMMITTEE SUBSTITUTE FOR						
4	HOUSE JOINT RESOLUTION NO. 1057 By: Wallace						
5	Ey. Wallace						
6							
7							
8	PROPOSED COMMITTEE SUBSTITUTE						
9	A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 3 of Article 28A of the Oklahoma Constitution; eliminating the prohibition of refrigerated spirit sales by retail spirits licensees; providing ballot title; and directing filing.						
10							
11							
12							
13							
14							
15	BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE						
16	2ND SESSION OF THE 59TH 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 3 of Article 28A of the						
20	Constitution of the State of Oklahoma to read as follows:						
21	Section 3. A. The Legislature shall, by law, prescribe a set						
22	of licenses for the sale of alcoholic beverages to consumers for						
23	off-premise consumption, which shall include, but not be limited to:						
24							

Req. No. 10095 Page 1

1. A Retail Spirits License, which shall be required in order to sell the following:

- a. <u>refrigerated and non-refrigerated</u> spirits in their original sealed package, and/or
- b. refrigerated and non-refrigerated wine and beer in their original sealed package.

A holder of a Retail Spirits License shall be permitted to sell at retail any item that may be purchased at a grocery store or convenience store, as defined by law, so long as the sale of items other than alcoholic beverages do not comprise more than twenty percent (20%) of the holder's monthly sales;

- 2. A Retail Wine License, which shall be required in order to sell refrigerated or non-refrigerated wine in the original sealed package. Retail Wine Licenses may be owned without limitation on number by retail locations; and
- 3. A Retail Beer License, which shall be required in order to sell refrigerated or non-refrigerated beer in the original sealed package. Retail Beer Licenses may be owned without limitation on number by retail locations.
- B. As used in this section, the term "retail location" shall include, but not be limited to:
- Supermarkets, grocery stores, convenience stores, drug stores, warehouse, clubs and supercenters as defined by law; and/or

Req. No. 10095 Page 2

1 2. Retail outlets which were authorized to legally sell low point beer as of the effective date of this section. C. The Legislature shall, by law, prescribe a set of licenses 3 4 for the sale of alcoholic beverages to consumers for on-premise 5 consumption, which may include the sale of spirits, wine and/or beer, provided that such sales of alcoholic beverages by the 6 7 individual drink have been authorized by the voters in the specific county where the alcoholic beverages are sold, either prior to or after the enactment of this Article. SECTION 2. The Ballot Title for the proposed resolution shall 10 be in the following form: 11 12 BALLOT TITLE 13 Legislative Referendum No. State Question No. 14 THE GIST OF THE PROPOSITION IS AS FOLLOWS: 15 This measure amends Section 3 of Article 28A of the Oklahoma 16 Constitution. It eliminates the prohibition against the sale of 17 refrigerated spirits by retail spirits licensees. 18 SHALL THE PROPOSAL BE APPROVED? 19 FOR THE PROPOSAL - YES 20 AGAINST THE PROPOSAL - NO 21 SECTION 3. The Chief Clerk of the House of Representatives, 22 immediately after the passage of this resolution, shall prepare and 23 file one copy thereof, including the Ballot Title set forth in

Req. No. 10095 Page 3

24

```
SECTION 2 hereof, with the Secretary of State and one copy with the
 1
 2
    Attorney General.
 3
 4
        59-2-10095 JM 02/12/24
 5
 6
 7
 8
 9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
```

Req. No. 10095 Page 4