

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1977

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ENROLLED

SENATE BILL NO. 625

Originating in the Committee

(By ~~Mr.~~ *on the Judiciary*)

—•—

PASSED April 6, 1977

In Effect ninty days from Passage



ENROLLED

Senate Bill No. 625

(Originating in the Committee on the Judiciary)

[Passed April 6, 1977; in effect ninety days from passage.]

AN ACT to amend and reenact section two, article seven, chapter sixty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the definition of "private club" in which the sale and consumption of intoxicating liquors are permitted and authorized and expanding said definition to include certified and documented passenger carrying vessels duly licensed to operate on navigable waters within West Virginia.

Be it enacted by the Legislature of West Virginia:

That section two, article seven, chapter sixty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 7. LICENSES TO PRIVATE CLUBS.

§60-7-2. Definitions.

1 Unless the context in which used clearly requires a
2 different meaning, as used in this article:

3 (a) "Private club" means any corporation or unin-
4 corporated association which either (1) belongs to or is
5 affiliated with a nationally recognized fraternal or veter-
6 ans organization, which is operated exclusively for the
7 benefit of its members, which pays no part of its income
8 to its shareholders or individual members, which owns
9 or leases a building or other premises, to which club
10 are admitted only duly elected or approved dues paying
11 members in good standing of such corporation or associa-
12 tion and their guests while in the company of a member
13 and to which club the general public is not admitted, and
14 which club maintains in said building or on said premises

15 a suitable kitchen and dining facility with related equip-
16 ment for serving food to members and their guests, or
17 (2) is a nonprofit social club, which is operated ex-
18 clusively for the benefit of its members, which pays no
19 part of its income to its shareholders or individual mem-
20 bers, which owns or leases a building or other premises,
21 to which club are admitted only duly elected or ap-
22 proved dues paying members in good standing of such
23 corporation or association and their guests while in the
24 company of a member and to which club the general
25 public is not admitted, and which club maintains in said
26 building or on said premises a suitable kitchen and dining
27 facility with related equipment for serving food to mem-
28 bers and their guests, or (3) is organized and operated
29 for legitimate purposes, which has at least one hundred
30 duly elected or approved dues paying members in good
31 standing, which owns or leases a building or other
32 premises, or owns or leases a United States coast guard
33 certified and documented passenger carrying vessel duly
34 licensed to operate on navigable waters within the state
35 of West Virginia, to which club are admitted only duly
36 elected or approved dues paying members in good stand-
37 ing of such corporation or association and their guests
38 while in the company of a member and to which club
39 the general public is not admitted, and which club main-
40 tains in said building or on said premises a suitable
41 kitchen and dining facility with related equipment and
42 employs a sufficient number of persons for serving meals
43 to members and their guests.

44 (b) "Licensee" means the holder of a license to operate
45 a private club granted under the provisions of this article,
46 which license shall remain unexpired, unsuspended and
47 unrevoked.

48 (c) "Applicant" means a private club applying for a
49 license under the provisions of this article.

50 (d) "Commissioner" means the West Virginia alcohol
51 beverage control commissioner.

52 (e) "Code" means the official code of West Virginia,
53 one thousand nine hundred thirty-one, as amended.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis
Chairman, Senate Committee

Abner C. Christman
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

J. C. Dillon, Jr.
Clerk of the Senate

W. A. Blankenship
Clerk of the House of Delegates

W. F. Bratcher, Jr.
President of the Senate

Donald L. Kopp
Speaker House of Delegates

The within is disapproved this the 12
day of April, 1977.

John J. Rhyne
Governor



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