WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1977

ENROLLED

SENATE BILL NO. 625
Originating in the Committee
(By Mr. on the Judiciary)

PASSED April 6, 1977

In Effect thirty 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 different meaning, as used in this article:

3 (a) “Private club” means any corporation or unincorporated association which either (1) belongs to or is affiliated with a nationally recognized fraternal or veterans organization, which is operated exclusively for the benefit of its members, which pays no part of its income to its shareholders or individual members, which owns or leases a building or other premises, to which club are admitted only duly elected or approved dues paying members in good standing of such corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in said building or on said premises
a suitable kitchen and dining facility with related equipment for serving food to members and their guests, or
(2) is a nonprofit social club, which is operated exclusively for the benefit of its members, which pays no part of its income to its shareholders or individual members, which owns or leases a building or other premises, to which club are admitted only duly elected or approved dues paying members in good standing of such corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in said building or on said premises a suitable kitchen and dining facility with related equipment for serving food to members and their guests, or (3) is organized and operated for legitimate purposes, which has at least one hundred duly elected or approved dues paying members in good standing, which owns or leases a building or other premises, or owns or leases a United States coast guard certified and documented passenger carrying vessel duly licensed to operate on navigable waters within the state of West Virginia, to which club are admitted only duly elected or approved dues paying members in good standing of such corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in said building or on said premises a suitable kitchen and dining facility with related equipment and employs a sufficient number of persons for serving meals to members and their guests.

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

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

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

(e) "Code" means the official code of West Virginia, 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

Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

J. Delano, Jr.
Clerk of the Senate

Clerk of the House of Delegates

W. N. Brentnall
President of the Senate

Donald L. Kopp
Speaker House of Delegates

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

Governor