

H.B. No.

405

Introduced by:

*Harold Hellbaum*

A BILL

for

AN ACT to amend and re-enact Section 12-6, Wyoming Statutes 1957, as amended and re-enacted by Section 1, Chapter 120, Session Laws of Wyoming 1959, relating the regulation, prohibitions and licensing of the sale of alcoholic and/or malt beverages within the State of Wyoming, and providing for one additional retail license for each additional full five hundred (500) population in cities and towns having over five hundred (500) and not more than nine thousand five hundred (9,500) population; to amend and re-enact Section 2, Chapter 121, Session Laws of Wyoming 1959, providing that this Act will not affect renewal of existing licenses; and providing for the date from and after which the same shall be in effect.

JAN 29 1965	Introduced
JAN 29 1965	Read first time
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APPROVED AS TO FORM

*Tom Bergman*

House Attorney

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WYOMING:

Section 1. That Section 12-6, Wyoming Statutes 1957, as amended and re-enacted by Section 1, Chapter 120, Session Laws of Wyoming 1959, is amended and re-enacted to read as follows:

Incorporated cities and towns and counties within the State of Wyoming shall, \* \* \* regulate, prohibit, or license the sale of alcoholic and/or malt beverages within this state under the provisions of this Act.

Based on the figures of the official federal or state decennial census first preceding the time of application, in an incorporated town of five hundred (500) population or less, two (2) retail liquor licenses only may be granted. In cities and towns having over five hundred (500) and not more than nine thousand five hundred (9,500) population, one additional retail license may be granted for each additional FULL five hundred (500) population \* \* \*. In cities having over nine thousand five hundred (9,500) population one additional license for each full four thousand (4,000) population over nine thousand five hundred (9,500) may be granted. No city, town or county shall issue more than one retail license to any one person. Retail licenses may be issued in counties

outside of incorporated cities or towns in the ratio of one retail license to each five hundred (500) population of said county outside of such cities and towns but not more than three (3) retail liquor licenses shall be granted by the county commissioners within a five (5) mile zone surrounding the corporate limits of any city or town, and further provided, that the fee for such license shall not be less than the license fee imposed by the adjacent city or town. No fee or tax shall be levied or exacted by any city, town or county, for more nor less than the license fees hereinafter provided for. Provided, that the various boards of county commissioners may, in their judgment, issue permits for the sale of malt beverages only, outside of incorporated town without regard to population. The fee for such permits shall be one hundred dollars (\$100) and no such permit shall be issued for any place within five (5) miles of an incorporated town.

Section 2. That Section 2, Chapter 121, Session Laws of Wyoming 1959, is amended and re-enacted to read as follows:

Nothing in the Act shall affect either the number or the annual renewal of each of the presently existing licenses in any city, town or county, but should any present license in excess of the number permitted under the provisions of \* \* \* THIS ACT be not renewed for any reason, it shall not be replaced until in conformance with said provisions.

Section 3. This Act shall take effect and be in force from and after its passage.