

1 ENGROSSED SENATE
2 BILL NO. 909

By: Bice of the Senate

3 and

4 McEntire of the House

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6 [alcoholic beverages - designated wholesalers and
7 discrimination in pricing - minimum invoice and case
8 amounts - effective date]
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10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

11 SECTION 1. AMENDATORY Section 19, Chapter 364, O.S.L.
12 2017 (37A O.S. Supp. 2018, Section 3-116.2), is amended to read as
13 follows:

14 Section 3-116.2. A. In the event a manufacturer has designated
15 a wine and spirits wholesaler to sell its product in the state, the
16 wine and spirits wholesaler shall comply with the following posting
17 requirements: The wine and spirits wholesaler shall submit its
18 line-item price posting for that product no later than the fifteenth
19 day of each month. If the fifteenth day of the month falls on a
20 Saturday, Sunday or a holiday then the wine and spirits wholesaler
21 shall submit its price posting on the next business day. The price
22 posting submitted by the wine and spirits wholesaler shall list the
23 line-item price, handling cost, transportation cost and any other
24 costs that may be associated with the sale or delivery of that item,

1 along with any minimum invoice amounts or minimum case amounts that
2 may be required to qualify for delivery by the wholesaler. All
3 prices shall become effective on the first business day of the month
4 following posting and shall remain in effect and unchanged in one-
5 month increments. No change or modification of the posted price
6 shall be permitted except upon written permission from the ABLE
7 Commission based on good cause shown.

8 B. This section shall not apply unless a product has been
9 designated by a manufacturer for distribution by a single wine and
10 spirits wholesaler in the state.

11 SECTION 2. This act shall become effective November 1, 2019.

12 Passed the Senate the 13th day of March, 2019.

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Presiding Officer of the Senate

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16 Passed the House of Representatives the ____ day of _____,
17 2019.

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Presiding Officer of the House
of Representatives

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