SENATE BILL NO. 909   By: Bice

[alcoholic beverages - designated wholesalers and discrimination in pricing - minimum invoice and case amounts - effective date]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

Section 3-116.2. A. In the event a manufacturer has designated a wine and spirits wholesaler to sell its product in the state, the wine and spirits wholesaler shall comply with the following posting requirements: The wine and spirits wholesaler shall submit its line-item price posting for that product no later than the fifteenth day of each month. If the fifteenth day of the month falls on a Saturday, Sunday or a holiday then the wine and spirits wholesaler shall submit its price posting on the next business day. The price posting submitted by the wine and spirits wholesaler shall list the line-item price, handling cost, transportation cost and any other 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 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM
February 28, 2019 - DO PASS AS AMENDED

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