

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 909

By: Bice

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5
6 AS INTRODUCED

7 An Act relating to alcoholic beverages; amending
8 Section 19, Chapter 364, O.S.L. 2017 (37A O.S. Supp.
9 2018, Section 3-116.2), which relates to designated
10 wholesalers and discrimination in pricing; modifying
11 language; providing for minimum invoice and case
12 amounts; and providing an effective date.

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

14 SECTION 1. AMENDATORY Section 19, Chapter 364, O.S.L.
15 2017 (37A O.S. Supp. 2018, Section 3-116.2), is amended to read as
16 follows:

17 Section 3-116.2. A. In the event a manufacturer has designated
18 a wine and spirits wholesaler to sell its product in the state, the
19 wine and spirits wholesaler shall comply with the following posting
20 requirements: The wine and spirits wholesaler shall submit its
21 line-item price posting for that product no later than the fifteenth
22 day of each month. If the fifteenth day of the month falls on a
23 Saturday, Sunday or a holiday then the wine and spirits wholesaler
24 shall submit its price posting on the next business day. The price

1 posting submitted by the wine and spirits wholesaler shall list the
2 line-item price, handling cost, transportation cost and any other
3 costs that may be associated with the sale or delivery of that item,
4 along with any minimum invoice amounts or minimum case amounts that
5 may be required to qualify for delivery by the wholesaler. All
6 prices shall become effective on the first business day of the month
7 following posting and shall remain in effect and unchanged in one-
8 month increments. No change or modification of the posted price
9 shall be permitted except upon written permission from the ABLE
10 Commission based on good cause shown.

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

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

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