

1 **SENATE FLOOR VERSION**

2 March 1, 2018

3 **AS AMENDED**

4 SENATE BILL NO. 1173

5 By: David

6 **[alcoholic beverages - licensed beer distributor -**
7 **effective date]**

8
9 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

10 SECTION 1. AMENDATORY Section 80, Chapter 366, O.S.L.
11 2016, as amended by Section 15, Chapter 364, O.S.L. 2017 (37A O.S.
12 Supp. 2017, Section 3-110), is amended to read as follows:

13 Section 3-110. A. A licensed distributor designated as the
14 licensed distributor for a beer brand within a designated sales
15 territory shall present that beer brand for sale to all on-premise
16 licensees on the same price basis and without discrimination and to
17 all off-premise licensees on the same price basis within a
18 particular county and without discrimination. A licensed
19 distributor shall not sell, supply or deliver, either directly or
20 indirectly through a third party, a beer brand to a licensed
21 retailer outside of the designated sales territory of the designated
22 distributor nor to any person the licensed distributor has reason to
23 believe will sell or supply any quantity of the beer brand to any

1 retail location outside of the designated sales territory of the
2 designated distributor.

3 B. All beer shall only be transported by a marked conveyance
4 owned or leased by the licensed distributor ~~and operated by the~~
5 ~~licensed distributor or an employee of the distributor~~ for the
6 products of a licensed manufacturer within the designated sales
7 territory to the address and location of a licensed retailer within
8 that designated sales territory.

9 C. Any beer sold by the licensed distributor shall not be
10 delivered to, received by or stored at any place other than the
11 address and location of the licensed retailer for which state and
12 local retailer licenses or permits have been issued.

13 D. With the approval of the licensed manufacturer, a licensed
14 distributor may sell the designated brands to a licensed retailer
15 located in a designated sales territory of another licensed
16 distributor if that licensed distributor is temporarily unable for
17 any reason to provide the designated brands of the licensed
18 manufacturer within its designated sales territory.

19 E. All beer purchased by a licensed distributor for resale in
20 this state shall physically come into the possession of the licensed
21 distributor and be unloaded in and distributed from the licensed
22 warehouses of the licensed distributor located in this state prior
23 to being resold in this state.

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1 SECTION 2. This act shall become effective October 1, 2018.

2 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS, COMMERCE AND TOURISM
3 March 1, 2018 - DO PASS AS AMENDED
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