

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 691

By: Smalley

4  
5 AS INTRODUCED

6 An Act relating to intoxicating liquors; amending 37  
7 O.S. 2011, Section 163.18B, which relates to duties  
8 of manufacturers of low-point beer; modifying duty  
9 pertaining to agreements; prohibiting certain waiver;  
providing venue for disputes; and providing an  
effective date.

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

13 SECTION 1. AMENDATORY 37 O.S. 2011, Section 163.18B, is  
14 amended to read as follows:

15 Section 163.18B. Every manufacturer of low-point beer licensed  
16 by the Oklahoma Tax Commission authorizing the licensee to sell its  
17 low-point beer in this state shall:

18 1. Enter into an agreement with a licensed wholesaler to sell  
19 the designated brands of the licensed manufacturer which designates  
20 the sales territory of that licensed wholesaler and the designated  
21 brands to be sold by the licensed wholesaler. All such agreements  
22 shall specifically authorize the sale of the designated brands by a  
23 licensed wholesaler within that sales territory. A wholesaler may  
24 not waive the application of state law in such an agreement. Venue

1 for disputes involving such agreements shall be in the district and  
2 appellate courts of this state;

3       2. Sell its registered and approved designated brands only to a  
4 licensed wholesaler with whom that licensed manufacturer has an  
5 agreement designating the sales territory of the licensed wholesaler  
6 and the designated brands to be sold by the licensed wholesaler;

7       3. Authorize only one licensed wholesaler for each designated  
8 sales territory. Such licensed wholesaler shall be the only  
9 licensed wholesaler for the designated brands of the authorizing  
10 licensed manufacturer within that designated sales territory; and

11       4. Designate who is responsible for the distribution of its  
12 designated brands.

13       SECTION 2. This act shall become effective November 1, 2015.

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