

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE BILL 3105

By: Jackson

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5
6 AS INTRODUCED

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

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

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

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

19 1. Enter into an agreement with a licensed wholesaler to sell
20 the designated brands of the licensed manufacturer which designates
21 the sales territory of that licensed wholesaler and the designated
22 brands to be sold by the licensed wholesaler. All such agreements
23 shall specifically authorize the sale of the designated brands by a
24 licensed wholesaler within that sales territory. A wholesaler may

1 not waive the application of state law in such an agreement. Venue
2 for disputes involving such agreements shall be in the district and
3 appellate courts of this state;

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

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

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

14 SECTION 2. This act shall become effective November 1, 2014.

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16 54-2-8740 SD 12/23/13

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