

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 10, 2010

Date

Committee on Business, Labor and Technology.

After consideration on the merits, the Committee recommends the following:

SB10-083 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 4, after "(I)" insert "(A)".

2 Page 2, strike line 5 and substitute:

3 "state licensing authority shall make no rule regulating OR PROHIBITING  
4 the sale OF ALCOHOL BEVERAGES on credit ~~of any alcohol beverage~~  
5 OFFERED OR EXTENDED BY A LICENSEE TO A RETAILER, WHERE THE CREDIT  
6 IS OFFERED OR EXTENDED FOR THIRTY DAYS OR LESS. THE STATE  
7 LICENSING AUTHORITY SHALL ENFORCE THE PROHIBITION".

8 Page 2, strike line 8 and substitute:

9 "RULES REGULATING OR PROHIBITING THE SALE OF ALCOHOL BEVERAGES  
10 ON CREDIT WHERE THE CREDIT IS OFFERED OR EXTENDED FOR MORE THAN  
11 THIRTY DAYS, CONSISTENT".

12 Page 2, after line 9 insert:

13 "(B) NOTHING IN THIS SUBPARAGRAPH (I) ALLOWS THE STATE  
14 LICENSING AUTHORITY TO ADOPT A RULE THAT RESTRICTS THE ABILITY OF  
15 A LICENSEE TO, OR PROHIBITS A LICENSEE FROM, MAKING SALES OF  
16 ALCOHOL BEVERAGES, ON A CASH-ON-DELIVERY BASIS, TO A RETAILER  
17 WHO IS OR MAY BE IN ARREARS IN PAYMENTS TO A LICENSEE FOR PRIOR  
18 ALCOHOL BEVERAGE SALES."

- 1 Page 2, line 14, strike "AS USED IN THIS SUBPARAGRAPH".
- 2 Page 2, after line 14 insert:
- 3       "(III) AS USED IN THIS PARAGRAPH (b)".
- 4 Page 2, line 15, strike "(II)".

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