

HOUSE BILL No. 1121

DIGEST OF INTRODUCED BILL

Citations Affected: IC 7.1-5-5-7.

Synopsis: Beer wholesalers' prices. Allows a beer wholesaler to react to competitive pricing by selling beer to purchasers within a county where the wholesaler is designated a brewery area of primary responsibility at a price that is less than the price the wholesaler offers in a county that is not affected by the competitive pricing.

Effective: Upon passage.

Davis, Fry

January 6, 1998, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.



Introduced

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning alcoholic beverages.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 7.1-5-5-7 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. ~~Discrimination~~
3 ~~in Sales Prohibited.~~ (a) **Except as provided in subsection (b)**, it is
4 unlawful for a permittee in a sale or contract to sell alcoholic beverages
5 to discriminate between purchasers by granting a price, a discount, an
6 allowance, or a service charge which is not available to all purchasers
7 at the same time. ~~However,~~
8 (b) **In reaction to competitive pricing, a beer wholesaler**
9 **holding a permit under IC 7.1-3-3 may sell or contract to sell beer**
10 **to all purchasers within a county where the wholesaler is**
11 **designated a brewery area of primary responsibility at a price that**
12 **is less than the selling price the wholesaler offers for beer to**
13 **purchasers in other counties that are not affected by the**
14 **competitive pricing.**
15 (c) This section does not authorize or require a permittee to sell to
16 a person to whom ~~he~~ **the permittee** is not authorized to sell under this
17 title.

1998

IN 1121—LS 6769/DI 02+



1 **SECTION 2. An emergency is declared for this act.**

