Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 783 of the Regular Session

1	State of Arkansas	As Engrossed: H3/5/09	
2	87th General Assembly	A Bill	
3	Regular Session, 2009		HOUSE BILL 1807
4			
5	By: Representative Ingram		
6			
7			
8	For An Act To Be Entitled		
9	AN ACT TO PROTECT ARKANSAS CONSUMERS; TO ENSURE		
10	CONSISTENT MANUFACTURER'S PRICING OF BEER, ALE,		
11	AND MALT BEVERAGES ACROSS THE STATE; AND FOR		
12	OTHER PURP	POSES.	
13			
14	Subtitle		
15	AN ACT TO PROTECT ARKANSAS CONSUMERS AND		
16	TO ENSU	JRE CONSISTENT MANUFACTURER'S	
17	PRICING	G OF BEER, ALE, AND MALT BEVERAGE	ZS .
18	ACROSS	THE STATE.	
19			
20			
21	BE IT ENACTED BY THE GEN	ERAL ASSEMBLY OF THE STATE OF AR	KANSAS:
22			
23	SECTION 1. Arkans	as Code Title 3, Chapter 5, Subc	hapter l is amended
24	to read as follows:		
25	3-5-107. Unlawful	pricing by brewers and manufact	urers.
26	(a) As used in th	is section, "discriminate" means	the granting of a
27	more favorable price, allowance, rebate, refund, commission, or discount to		
28	one (1) Arkansas distributor or wholesaler than to another		
29	Arkansas distributor or wholesaler.		
30	(b) It is unlawful for:		
31	(1) A brewer, manufacturer, or other person, firm, or		
32	corporation engaging in the business of selling beer, ale, or other malt		
33	beverage or malt cooler to a distributor or wholesaler, to discriminate in		
34	price, allowance, rebate, refund, commission, or discount between		
35	distributors or wholesalers licensed in Arkansas; or		



As Engrossed: H3/5/09 HB1807

1	(2)(A) A brewer or manufacturer or other person, firm or		
2	corporation engaged in the business of selling beer, ale, or other malt		
3	beverage or malt cooler to a distributor or wholesaler, to sell or deliver		
4	beer, ale, or other malt beverage or malt cooler to a licensed distributor or		
5	wholesaler unless the brewer, manufacturer, person, firm, or corporation,		
6	files the brewery or dock price of the beer, ale, or other malt beverage or		
7	malt cooler by brand and container size with the Director of the Alcoholic		
8	Beverage Control Division.		
9	(B) A brewery or dock price schedule increase shall not		
10	take effect until fourteen (14) days after receipt of the brewery or dock		
11	price schedule by the director.		
12	(C) A brewery or dock price schedule decrease shall not		
13	take effect until two (2) days after receipt of the brewery or dock price		
14	schedule by the director.		
15	(c) A violation of this section by a brewer, manufacturer, or other		
16	person, firm, or corporation engaging in the business of selling beer, ale,		
17	or other malt beverage or malt cooler to a distributor or wholesaler is		
18	grounds for denial or suspension of the license of the brewer, manufacturer,		
19	or other person, firm, or corporation engaging in the business of selling		
20	beer, ale, or other malt beverage or malt cooler to a distributor or		
21	wholesaler or other penalties as determined by the director under § 3-2-212.		
22	(d) The director shall adopt rules to implement this section.		
23			
24	/s/ Ingram		
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26	APPROVED: 4/3/2009		
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