

House Bill 3230

Sponsored by Representative BERGER

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows holder of off-premises sales license issued by Oregon Liquor Control Commission to pay manufacturer or wholesaler of alcoholic beverages not more than five business days after alcoholic beverages are delivered.

A BILL FOR AN ACT

1
2 Relating to manner in which retail licensees pay for alcoholic beverages; amending ORS 471.485.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 471.485 is amended to read:

5 471.485. (1) **Except as provided in subsection (2) of this section**, no wholesale licensee or
6 agent or employee thereof shall sell or deliver, nor shall any retail licensee purchase or receive any
7 malt beverages, cider or wine for currency on delivery, but such malt beverages, cider or wine shall
8 be paid for prior to delivery thereof, by electronic fund transfer initiated on or before the date of
9 delivery, or by valid check, order, negotiable instrument or voucher payable on the date of delivery.
10 The wholesale licensee may accept cash at the time of delivery if such acceptance does not create
11 or increase the licensee's, or the agents' or employees' of the licensee, exposure to or risk of being
12 victimized by criminal activity.

13 **(2) An off-premises sales licensee must pay a manufacturer or wholesaler, as defined in**
14 **ORS 471.392, in the normal course of business for alcoholic beverages delivered to the**
15 **licensee. Payment must be made not more than five business days after the alcoholic**
16 **beverages are delivered. Payment must be made by cash or by:**

17 **(a) A valid check, order, negotiable instrument or voucher delivered to the manufacturer**
18 **or wholesaler not more than five business days after the alcoholic beverages are delivered**
19 **and payable on the date that the check, order, negotiable instrument or voucher is delivered;**
20 **or**

21 **(b) An electronic fund transfer initiated by the licensee in the normal course of business.**
22 **The funds so transferred must be received not more than five business days after the alco-**
23 **holic beverages are delivered.**
24

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.