

1 AN ACT relating to wholesaler distributing rights.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 244.440 is amended to read as follows:

4 (1) Every resident and nonresident distiller, rectifier, or winery and nonresident  
5 wholesaler who owns, is the primary source of supply, or has an exclusive interest  
6 in any particular brands, which are intended for sale or sold in this state, shall:

7 ***(a)*** Be licensed in this state;~~and shall~~

8 ***(b)*** Register on a form~~to be~~ provided by the department, the names of the  
9 wholesalers in this state to whom distributing rights have been granted for one  
10 or more or all of the brands of distilled spirits or wine offered for sale or sold  
11 in this state; ***and***

12 ***(c)*** ***Make its brands available to any wholesaler legally authorized to distribute***  
13 ***that product in this state, and shall not grant the distributing rights of any***  
14 ***particular brand to only one (1) wholesaler exclusively.***

15 (2) No distiller, rectifier, or winery shall offer to sell or sell, and no wholesaler shall  
16 offer to purchase or purchase, any brands which have not been registered as  
17 provided by this section.