

HOUSE BILL NO. 568

INTRODUCED BY JACK MOORE, MENAHAN, THAYER

IN THE HOUSE

January 30, 1985	Introduced and referred to Committee on Business and Labor.
February 18, 1985	Committee recommend bill do not pass.
February 19, 1985	Objection to adverse committee report. Bill printed and placed on members' desks.
February 20, 1985	Second reading, do pass.
February 21, 1985	Considered correctly engrossed.
February 22, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

March 4, 1985	Introduced and referred to Committee on Business and Industry.
March 7, 1985	Committee recommend bill be concurred in. Report adopted.
March 9, 1985	Second reading, concurred in.
March 12, 1985	Third reading, concurred in. Ayes, 50; Noes, 0. Returned to House.

IN THE HOUSE

March 13, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

COMM. ON
BUSINESS AND LABOR
RECOMMEND DO NOT PASS

OBJECTION RAISED TO
ADVERSE COMMITTEE REPORT

1 HOUSE BILL NO. 568
2 INTRODUCED BY Maure Menahan Stager

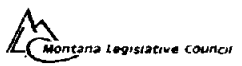
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT SETTING A 7-DAY CREDIT
5 LIMITATION ON SALES OR DELIVERIES OF CIGARETTES OR OTHER
6 TOBACCO PRODUCTS FROM A WHOLESALER TO A RETAILER; PROVIDING
7 THAT A VIOLATION OF THE CREDIT LIMIT IS GROUNDS FOR
8 REVOCATION OF A LICENSE OR PERMIT TO SELL SUCH PRODUCTS."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Seven-day credit limitation. No sale or
12 delivery of cigarettes or other tobacco products may be made
13 to any retailer except for cash paid within 7 business days
14 after the delivery thereof. No wholesaler may extend more
15 than 7 business days' credit on account of such cigarettes
16 or other tobacco products to a retailer, and no retailer may
17 accept or receive delivery of cigarettes or other tobacco
18 products without agreement to pay in cash therefor within 7
19 business days from delivery thereof. A correctly dated check
20 which is honored upon presentment must be considered as cash
21 within the meaning of this section. Any extension or
22 acceptance of credit in violation of this section is cause
23 for the license or permit of any wholesaler or retailer
24 involved in the violation to be suspended or revoked, as
25 determined by the department in its discretion.

1 Section 2. Codification instruction. Section 1 is
2 intended to be codified as an integral part of Title 16,
3 chapter 10, and the provisions of Title 16, chapter 10,
4 apply to section 1.
5 Section 3. Extension of authority. Any existing
6 authority of the department of revenue to make rules on the
7 subject of the provisions of this act is extended to the
8 provisions of this act.

-End-



HOUSE BILL NO. 568

INTRODUCED BY JACK MOORE, MENAHAN, THAYER

A BILL FOR AN ACT ENTITLED: "AN ACT SETTING A 7-DAY CREDIT LIMITATION ON SALES OR DELIVERIES OF CIGARETTES OR OTHER TOBACCO PRODUCTS FROM A WHOLESALER TO A RETAILER; PROVIDING THAT A VIOLATION OF THE CREDIT LIMIT IS GROUNDS FOR REVOCATION OF A LICENSE OR PERMIT TO SELL SUCH PRODUCTS."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Seven-day credit limitation. No sale or delivery of cigarettes or other tobacco products may be made to any retailer except for cash paid within 7 business days after the delivery thereof. No wholesaler may extend more than 7 business days' credit on account of such cigarettes or other tobacco products to a retailer, and no retailer may accept or receive delivery of cigarettes or other tobacco products without agreement to pay in cash therefor within 7 business days from delivery thereof. A correctly dated check which is honored upon presentment must be considered as cash within the meaning of this section. Any extension or acceptance of credit in violation of this section is cause for the license or permit of any wholesaler or retailer involved in the violation to be suspended or revoked, as determined by the department in its discretion.

Section 2. Codification instruction. Section 1 is intended to be codified as an integral part of Title 16, chapter 10, and the provisions of Title 16, chapter 10, apply to section 1.

Section 3. Extension of authority. Any existing authority of the department of revenue to make rules on the subject of the provisions of this act is extended to the provisions of this act.

-End-

