

Senate

COMMERCE AND LABOR

May 14, 1975

The meeting was called to order at 1:45 p.m. in Room 213, with Senator Echols in the Chair.

COMMITTEE MEMBERS PRESENT: Chairman Gene Echols
 Senator Richard Blakemore
 Senator Richard Bryan
 Senator Margie Foote
 Senator Gary Sheerin
 Senator William Raggio

A.B. 265 - Requires good-faith performance of franchises between service station operators and petroleum distributors and provides sanctions for any breach.

Mr. Frank Daykin, Special Counsel for LCB, provided the committee with proposed amendments (see Exhibit A for amendments).

Senator Blakemore moved "Do Pass" and amend in accordance with amendment No.8187; seconded by Senator Monroe; Senator Neal absent; motion carried by those present.

S.B. 554 - Requires commissioner of consumer affairs to adopt regulations providing for uniform retail classifications and designations of beef.

Senator Sheerin moved that this bill be indefinitely postponed; seconded by Senator Raggio; Senators Neal and Blakemore absent; motion carried by those present.

Being no further business at this time, the meeting was adjourned at 1:55 p.m.

Respectfully submitted,

Sharon W. Maher

Sharon W. Maher, Secretary

APPROVED:

Gene Echols
 Senator Gene Echols, Chairman

ASSEMBLY ACTION

SENATE ACTION

ASSEMBLY / SENATE AMENDMENT BLANK

Adopted
 Lost
 Date:
 Initial:
 Concurred in
 Not concurred in
 Date:
 Initial:

Adopted
 Lost
 Date:
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 Concurred in
 Not concurred in
 Date:
 Initial:

Amendments to Assembly / Senate:
 Bill / Joint Resolution No. 755 (BDR 52-419)
 Proposed by Committee on Commerce

Amendment N^o 8187_A



Amend sec. 2, page 1, insert after line 19:

"4. "Wholesale purchaser" means any person, partnership, corporation or other form of business enterprise which purchases petroleum products from a supplier and distributes them to service stations or to individual or business consumers."

Amend sec. 3, page 2, line 4, insert ~~the~~ "or wholesale purchasers" after "operators".

Amendment No. 137A to Assembly Bill No. 111 (BDR 111) Page 2

Amend sec. 3, page 2, line 6, delete period and insert:

"or a contract with a wholesale purchaser."

Amend sec. 3, page 2, line 7, insert: "or contract with a wholesale purchaser" after "franchise".

Amend sec. 3, page 2, line 20, delete period and insert:

"or wholesale purchaser."

Amend sec. 3, page 2, line 26, delete period and insert:

"or upon any business activities of a wholesale purchaser."

Amend sec. 4, page 2, ~~line~~ line 32, insert: "or a contract with a whole-sale purchaser" after "franchise".

Amend sec. 4, page 2, line 33, insert "or wholesale purchaser" after "operator".

Amend sec. 4, page 2, line 35, delete "franchise".

Amend sec. 4, page 2, line 36, delete "service station operator" and insert: "other party".

Amend sec. 4, page 2, delete line 37 and insert:

"agreement. If the other party does not comply,".

Amend sec. 4, page 2, lines 39 and 40, delete "a franchise," and insert: "an agreement,".

Amend sec. 4, page 2, line 43, delete "franchise" and insert: "agreement".

Amend sec. 4, page 2, line 45, insert "or by the wholesale purchaser of his contract," following "relationship,".

Amend sec. 5, page 3, line 2, insert "or wholesale purchaser" after "operator".

Amendment No. 31273 to ~~Assembly~~ Bill No. 345 (BDR ~~2000~~) Page 3

Amend sec. 5, page 3, ~~line~~ line 3, insert "or contract" after "franchise".

Amend sec. 5, page 3, line 5, delete "franchise." and insert: "agreement.".

Amend sec. 6, page 3, line 10, delete "franchise".

Amend sec. 7, page 3, line 13, insert ~~xxxxxx~~ ", wholesale purchaser" after "operator".

Amend sec. 7, page 3, delete line 14 and insert:

"action against the other party for violation of their respective agreements".

Amend sec. 7, page 3, line 21, insert ", wholesale purchaser" ~~an~~ after "ator".

Amend the title of the bill to read:

"AN ACT relating to trade practices; establishing standards of conduct under certain agreements for the supplying of petroleum products; and providing other matters, ~~relating thereto.~~"