

By Mr. Doris, a petition (accompanied by bill, Senate, No. 519) of Francis D. Doris and Ira B. Gordon for legislation to authorize the formation of cooperative buying corporations in the alcoholic beverage industry. Government Regulations.

*The Commonwealth of Massachusetts*

In the Year One Thousand Nine Hundred and Eighty-one.

AN ACT RELATIVE TO THE ALCOHOLIC BEVERAGE INDUSTRY  
IN MASSACHUSETTS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

- 1 The Alcohol Beverage Control Commission is authorized
- 2 and directed to promulgate the necessary regulations to pro-
- 3 vide for a special permit or limited license to allow a coopera-
- 4 tive buying corporation formed as an association of independ-
- 5 ent retailers to purchase all alcoholic beverages directly from
- 6 the supplier or certificate of compliance holder. Such regula-
- 7 tion shall provide that the purchase of the merchandise may
- 8 be made for delivery to a central cooperative warehouse facili-
- 9 ty and/or directly to the retail licensee; and,
- 10 provide for separate and independent off premises storage
- 11 by retail licensees; and,
- 12 prevent any supplier or certificate of compliance holder
- 13 from owning, funding or controlling any Massachusetts whole-
- 14 sale licensee, and to further provide for the divestiture in
- 15 those instances of existing "tied houses"; and,
- 16 remove the existing restriction which demands that all mer-
- 17 chandise purchased and delivered to retail licenses must first
- 18 come to rest at a wholesale licensee warehouse facility; and
- 19 eliminate the provision of law preventing a retail licensee
- 20 from purchasing alcoholic beverages from other wholesalers
- 21 should a retail licensee be placed on "the list" by one whole-
- 22 saler; and,
- 23 provide that all suppliers or certificate of compliance holders

- 24 must sell to any and all qualified Massachusetts licensed whole-
- 25 salers; and,
- 26 eliminate the regulation that allows wholesale price post-
- 27 ings to be reviewed and amended prior to setting final prices.