

agreement with the wholesaler. I mean that, in itself, clearly spells out that the definition of an oral agreement should be stripped from the bill. There has been good discussion. An oral agreement in no way can, I think, be defended especially unless the two parties who specifically made that agreement are available at the time and I think that this amendment clarifies that, not only to the extent that we would require that the agreements be in writing, but it clarifies it to the extent that Section 15 of the bill on page 6 allows for only a written agreement that the supplier must supply. And with that, I would urge the adoption of the amendment.

PRESIDENT: Thank you. The question is the adoption of the Hall amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk. Mr. Hall, Senator Hall.

SENATOR HALL: I would ask for a record vote on this issue.

PRESIDENT: Okay, a record vote has been asked for.

CLERK: (Record vote read. See pages 1264-65 of the Legislative Journal.) 14 ayes, 17 nays, Mr. President.

PRESIDENT: Motion fails. Anything further on the bill?

CLERK: Mr. President, Senator Hall would move to amend the bill. (Hall amendment appears on page 1265 of the Legislative Journal.)

PRESIDENT: Senator Hall, please.

SENATOR HALL: Thank you, Mr. President, members. This is the amendment that deals with the issue of family members and the designation that they would be provided, under the bill, with regard to the transferring of a distributorship. This is a...found on page 3 of the bill, 3 and 4 of the bill, and it is one that is very simple to take a look at. It allows for a designated family member shall mean the spouse, child, grandchild, parent, brother or sister of a deceased individual who owned an interest in a wholesaler who inherits the deceased individual's ownership interest under the terms of the deceased individual's will, who has otherwise succeeded the deceased individual in the wholesaler's business, or who inherits such ownership interest under the laws of intestate succession of this state. With respect to an incapacitated individual being