

HOUSE BILL NO. 698
INTRODUCED BY SCOTT

IN THE HOUSE

FEBRUARY 8, 1991 INTRODUCED AND REFERRED TO COMMITTEE
 ON BUSINESS & ECONOMIC DEVELOPMENT.

 FIRST READING.

FEBRUARY 22, 1991 COMMITTEE RECOMMEND BILL
 DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 23, 1991 PRINTING REPORT.

 SECOND READING, DO PASS.

FEBRUARY 25, 1991 ENGROSSING REPORT.

FEBRUARY 26, 1991 THIRD READING, PASSED.
 AYES, 87; NOES, 12.

 TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 27, 1991 INTRODUCED AND REFERRED TO COMMITTEE
 ON BUSINESS & INDUSTRY.

 FIRST READING.

MARCH 22, 1991 COMMITTEE RECOMMEND BILL BE
 CONCURRED IN AS AMENDED. REPORT
 ADOPTED.

MARCH 23, 1991 SECOND READING, CONCURRED IN.

MARCH 25, 1991 THIRD READING, CONCURRED IN.
 AYES, 48; NOES, 0.

 RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 9, 1991 RECEIVED FROM SENATE.

 SECOND READING, AMENDMENTS NOT
 CONCURRED IN.

APRIL 11, 1991 ON MOTION, CONFERENCE COMMITTEE

REQUESTED AND APPOINTED.

IN THE SENATE

APRIL 16, 1991

ON MOTION, CONFERENCE COMMITTEE
REQUESTED AND APPOINTED.

IN THE HOUSE

APRIL 17, 1991

CONFERENCE COMMITTEE REPORTED.

IN THE SENATE

APRIL 18, 1991

CONFERENCE COMMITTEE REPORTED.

IN THE HOUSE

APRIL 18, 1991

SECOND READING, CONFERENCE COMMITTEE
REPORT ADOPTED.

APRIL 19, 1991

THIRD READING, CONFERENCE COMMITTEE
REPORT ADOPTED.

IN THE SENATE

APRIL 19, 1991

CONFERENCE COMMITTEE REPORT ADOPTED.

IN THE HOUSE

APRIL 20, 1991

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *HOUSE* BILL NO. 698
 2 INTRODUCED BY *John Satt*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE TAPROOM
 5 EXCEPTION TO INCLUDE ANY BREWER LICENSED BY THE UNITED
 6 STATES WHO MANUFACTURES LESS THAN 60,000 BARRELS OF BEER A
 7 YEAR; AND AMENDING SECTION 16-3-214, MCA."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 16-3-214, MCA, is amended to read:

11 **"16-3-214. Beer sales by brewers -- tap-room taproom**
 12 **exception.** (1) Subject to the limitations and restrictions
 13 contained in this code, any brewer duly licensed as such by
 14 the United States of America who manufactures less than
 15 60,000 barrels of beer in-the-state-of-Montana a year, upon
 16 payment of the annual license fee imposed by 16-4-501 and
 17 upon presenting satisfactory evidence to the department as
 18 required by 16-4-101, shall be licensed by the department,
 19 in accordance with the provisions of this code and such
 20 rules as may be prescribed by the department, to:

- 21 (a) sell and deliver beer to:
 - 22 (i) a ~~vender~~ wholesaler;
 - 23 (ii) any retail licensees who are entitled to purchase
 - 24 beer from a brewer under this code; or
 - 25 (iii) the public; or

- 1 (b) provide, without charge, its own products for
- 2 consumption on its licensed premises; or
- 3 (c) do any one or more of such acts of sale and
- 4 delivery of beer.
- 5 (2) No additional license fee may be imposed on a
- 6 brewery providing, without charge, its own products on its
- 7 licensed premises for consumption on the premises."

-End-

APPROVED BY COMM. ON BUSINESS
AND ECONOMIC DEVELOPMENT

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16 payment of the annual license fee imposed by 16-4-501 and
17 upon presenting satisfactory evidence to the department as
18 required by 16-4-101, shall be licensed by the department,
19 in accordance with the provisions of this code and such
20 rules as may be prescribed by the department, to:

21 (a) sell and deliver beer FROM ITS STORAGE DEPOT OR
22 BREWERY LOCATED IN MONTANA to:

- 23 (i) a vendor wholesaler;
24 (ii) any retail licensees who are entitled to purchase
25 beer from a brewer under this code; or

- 1 (iii) the public; or
2 (b) provide, without charge, its own products for
3 consumption on its licensed premises; or
4 (c) do any one or more of such acts of sale and
5 delivery of beer.
6 (2) No additional license fee may be imposed on a
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 3 consumption on its licensed premises; or
 4 (c) do any one or more of such acts of sale and
 5 delivery of beer.
 6 (2) No additional license fee may be imposed on a
 7 brewery providing, without charge, its own products on its
 8 licensed premises for consumption on the premises."

-End-



SENATE STANDING COMMITTEE REPORT

Page 1 of 1
March 21, 1991

MR. PRESIDENT:

We, your committee on Business and Industry having had under consideration House Bill No. 698 (third reading copy -- blue), respectfully report that House Bill No. 698 be amended and as so amended be concurred in:

1. Title, line 7.
Following: "YEAR;"
Insert: "ELIMINATING SALES TO THE PUBLIC;"

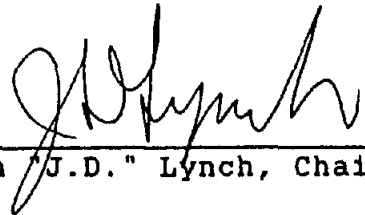
2. Page 1, line 23.
Following: ";"
Insert: "or"

3. Page 1, line 25.
Strike: "or"

4. Page 2, line 1.
Strike: subsection (iii) in its entirety

5. Page 2, line 3.
Following: "premises"
Insert: "during normal business hours"

6. Page 2, line 9.
Following: line 8
Insert: "(3) This section does not prohibit a brewer located outside of Montana from shipping and selling beer directly to a wholesaler in this state under the provisions of 16-3-230."

Signed: 
John "J.D." Lynch, Chairman

Jan 3-21-91
Add. Coord.

SB 3-21-91 3:45
Sec. of Senate

SENATE
#B 698

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7 YEAR; ELIMINATING SALES TO THE PUBLIC; AND AMENDING SECTION
8 16-3-214, MCA."

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15 the United States of America who manufactures less than
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17 payment of the annual license fee imposed by 16-4-501 and
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19 required by 16-4-101, shall be licensed by the department,
20 in accordance with the provisions of this code and such
21 rules as may be prescribed by the department, to:

22 (a) sell and deliver beer FROM ITS STORAGE DEPOT OR
23 BREWERY LOCATED IN MONTANA to:

- 24 (i) a vendor wholesaler; OR
- 25 (ii) any retail licensees who are entitled to purchase

1 beer from a brewer under this code; or
2 ~~(iii)-the-public;-or~~
3 (b) provide, without charge, its own products for
4 consumption on its licensed premises DURING NORMAL BUSINESS
5 HOURS; or
6 (c) do any one or more of such acts of sale and
7 delivery of beer.
8 (2) No additional license fee may be imposed on a
9 brewery providing, without charge, its own products on its
10 licensed premises for consumption on the premises.
11 (3) THIS SECTION DOES NOT PROHIBIT A BREWER LOCATED
12 OUTSIDE OF MONTANA FROM SHIPPING AND SELLING BEER DIRECTLY
13 TO A WHOLESALER IN THIS STATE UNDER THE PROVISIONS OF
14 16-3-230."

-End-



Conference Committee
on House Bill 698
Report No. 1, April 17, 1991

4-17-91
3:10 PM
BOK

Page 1 of 1

Mr. Speaker and Mr. President:

We, your Conference Committee on House Bill 698 met and considered Senate Committee on Business and Industry amendments, dated March 21, 1991 and recommend that House Bill 698 (reference copy -- salmon) be amended as follows:

1. Title, line 7.

Strike: "ELIMINATING SALES TO THE PUBLIC;"

2. Page 1, line 24.

Strike: "OR"

3. Page 2, line 1.

Insert: "or
(iii) the public; or"

4. Page 2, lines 4 and 5.

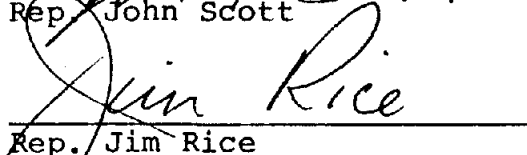
Strike: "DURING NORMAL BUSINESS HOURS"

And this Conference Committee report be adopted.

For the House:

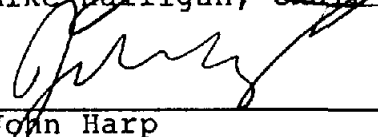

Rep. Mark O'Keefe, Chair

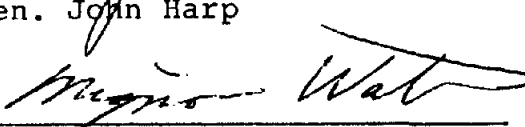

Rep. John Scott


Rep. Jim Rice

For the Senate:


Sen. Mike Halligan, Chair


Sen. John Harp


Sen. Mignon Waterman

ADOPT

REJECT

CC.R. #1
HB 698
821430CC.HSF

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2 ~~+++the-public;-or~~

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4 (b) provide, without charge, its own products for
5 consumption on its licensed premises DURING-NORMAL-BUSINESS
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12 (3) THIS SECTION DOES NOT PROHIBIT A BREWER LOCATED
13 OUTSIDE OF MONTANA FROM SHIPPING AND SELLING BEER DIRECTLY
14 TO A WHOLESALER IN THIS STATE UNDER THE PROVISIONS OF
15 16-3-230."

-End-

