

February 22, 1977  
11:00 a.m.

MINUTES OF THE MEETING  
BUSINESS AND INDUSTRY COMMITTEE  
MONTANA STATE SENATE

The meeting of the Business and Industry Committee was called to order by Chairman Frank Hazelbaker on the above date in Room 404 of the State Capitol Building at 11:00 a.m.

CONSIDERATION AND DISPOSITION OF HOUSE BILL 17. "An Act To Clarify Sections 64-305 And 71-1305.1, R.C.M. 1947."

Bob Pyfer, Code Commissioner's Office, presented this bill. He stated it clarified sections in the law. He went through the bill section by section indicating the language changes and the stricken material.

Hearing closed on HB 17.

Senator Kolstad made a motion that HB 17 Be Concurred In. Senator Goodover seconded. All were in favor. Chairman Hazelbaker stated he would carry this bill on the floor.

CONSIDERATION AND DISPOSITION OF HOUSE BILL 40. "An Act To Generally Revise And Clarify The Laws Relating To Minerals, Oil, and Gas."

Diana Dowling, Code Commissioner's Office, presented the bill. She pointed out some of the changes in the bill. Senator Kolstad asked her to go through the part that the House had problems with. She pointed out section 50-1404 which was conflicting material. This has been changed because you cannot have something effective before it is approved.

Hearing closed on HB 40.

Senator Lowe made a motion that SB 40 Be Concurred In. Senator Kolstad seconded. All were in favor. Senator Lowe stated he would carry this bill on the floor.

CONSIDERATION AND DISPOSITION OF HOUSE BILL 41. "An Act To Revise And Clarify The Montana Alcoholic Beverage Code In Support Of Recodification."

Roger Tippy, Legislative Council, presented this bill. He handed out an explanation of the bill which is attached. (Exhibit #1) He pointed out that on page 19, line 8, if

Senator Lowe's bill goes through, this will change to \$375.00.

Hearing closed on HB 41.

Senator Regan made a motion that HB 41 Be Concurred In. Senator Kolstad seconded. All were in favor. Senator Regan stated she would carry this bill on the floor.

CONSIDERATION OF HOUSE BILL 42. "An Act For The General Revision And Clarification Of Laws Relating To Professional And Occupational Licensing."

Bob Pyfer, Code Commissioner's Office, presented this bill. He directed their attention to the green sheet in the back of the bill which gave complete explanation of the changes in the bill.

After some discussion, Senator Regan stated she would like to make an amendment to the bill. Roger Tippy will help her with this.

Hearing closed on HB 42.

ADJOURN: There being no further business, Chairman Hazelbaker adjourned the meeting at 11:45 a.m.

  
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FRANK W. HAZELBAKER, CHAIRMAN



# STANDING COMMITTEE REPORT

February 23 ..... 19 77

MR. **President** .....

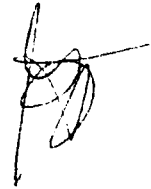
We, your committee on **BUSINESS AND INDUSTRY** .....

having had under consideration **HOUSE** ..... Bill No. **17** .....

Respectfully report as follows: That **HOUSE** ..... Bill No. **17** .....

BE CONCURRED IN

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# STANDING COMMITTEE REPORT

February 22 ..... 19 77.....

MR. **President**.....

We, your committee on **BUSINESS AND INDUSTRY**.....

having had under consideration **HOUSE**..... Bill No. **40**.....

Respectfully report as follows: That **HOUSE**..... Bill No. **40**.....

BE CONCURRED IN

~~XXXXXXXX~~



Exhibit #1



Montana Legislative Council  
State Capitol  
Helena, 59601

SENATE MEMBERS  
NEIL J. LYNCH  
VICE CHAIRMAN  
GLIN DRAKE  
CARROLL GRAHAM  
FRANK HAZELBAKER  
  
DIANA DOWLING  
DIRECTOR, LEGAL SERVICES  
CODE COMMISSIONER  
ROBERT PERSON  
DIRECTOR, RESEARCH

HOUSE MEMBERS  
ROBERT L. HARRIS  
CHAIRMAN  
NANCIE BELLAROSE  
CORKER KVAALLEN  
PAT MCKINTICK  
  
RUSE WEDER  
EXECUTIVE DIRECTOR  
PAMELA DUENSING  
ADMINISTRATIVE ASSISTANT  
ROBERTA MOODY  
SUPERVISOR, ALTER SYSTEM

LC 0044

1977 Legislature  
Code Commissioner Bill - Summary

House Bill No. 41

TO REVISE AND CLARIFY LAWS RELATING TO THE ALCOHOLIC BEVERAGE CODE.

(This summary does not include discussion of routine form or grammatical changes.)

Section 1. 4-1-304 essentially covers all the conflict-of-interest areas for liquor division employees which the next section, 4-1-305, addresses. The amendment borrows 4-1-305's language specifically including the store employees and puts it in 4-1-304; the latter section is then repealed.

Section 2. 4-2-102. Substitute the word "liquor" for "spirits".

Section 3. 4-2-204. Add words "and license" after "excise" to clarify that price of liquor includes both taxes. When section was enacted in 1937 there was no license tax.

Section 4. 4-4-105. Insert "Alcoholic Beverages" in catchline so it may be combined with 4-4-106 by inserting in 4-4-105 (2) the words, "or a special permit to sell all alcoholic beverages". Fees for each permit are transferred to 4-4-401. Repeal 4-4-106.

Section 5. 4-4-201. Substitute "all-beverages license" for "liquor license". Substitute "March 7, 1947," for "the date of the passage and approval of this act". Move to here from 4-4-401 and 4-4-202 the authority of cities to enact ordinances banning sales of alcoholic beverages in certain zones. Transfer (3) and part of (4) on fees to 4-4-401.

Section 6. 4-4-202. Substitute "March 7, 1947" for "the date of the passage and approval of this code" to correct an error in the 1975 recodification. Delete language concerning ordinances added to 4-4-201.

