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Senate BILL NO. *46*
Cetroni Rosell Story Narden

INTRODUCED BY
A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF REVENUE TO KEEP SOME STATE LIQUOR STORES OPEN SATURDAYS AND CLOSED MONDAYS IN CITIES WITH MORE THAN ONE (1) LIQUOR STORE; AMENDING SECTION 4-114, R.C.M. 1947."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Section 1. Section 4-114, R.C.M. 1947, is amended to read as follows:
"4-114. Establishment of state liquor stores-- hours--kinds and prices of liquor. The board shall establish and maintain at the county seats and such other places as the board deems advisable, one or more stores to be known as "state liquor stores," for the sale of liquor in accordance with the provisions of this act and the regulations made thereunder; the stores shall be classified according to the volume of business which each store does each fiscal year; the volume of business to be used in figuring each store's classification shall be the volume of business done by the store to be classified during the immediate past fiscal year; stores shall be classified as follows: stores having done a business of four hundred and fifty thousand dollars (\$450,000) or over during the immediate past fiscal year

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shall be "Class A" stores; stores having done a business of one hundred and forty thousand dollars (\$140,000) and up to four hundred and fifty thousand dollars (\$450,000) during the immediate past fiscal year shall be "Class B" stores; and all stores having done a business of less than one hundred and forty thousand dollars (\$140,000) during the immediate past fiscal year shall be "Class C" stores; in opening new stores the board shall estimate the volume of business which said store will do the first year and classify said store according to the estimate of business; the board shall employ the necessary help to operate said stores and shall designate the duties to be performed by the employees; the board may, from time to time, fix the prices at which the various classes, varieties and brands of liquor may be sold, and prices shall be the same at all state stores. Such state liquor stores shall be and remain open during such period of the day as the board shall deem advisable, provided, however, that such stores shall be closed for the transaction of business between the close of normal business Saturday p.m. through the opening of normal business Tuesday a.m. as set by board regulation and including legal holidays, and election days. Where the department operates two (2) or more stores in a city, it shall close each store in turn on a Saturday and open that store for business the following Monday while observing the

INTRODUCED BILL

SB 46

1 hours prescribed in the preceding sentence at the other
2 stores in the city. The department shall continuously
3 alternate Saturday closings and Monday openings among its
4 various stores in the city."

5 Section 2. If a bill to recodify and generally revise
6 the alcoholic beverage control laws is enacted by the 44th
7 legislature, Section 4-114 as amended in section 1 of this
8 act is renumbered and further amended in accordance with the
9 other act.

-End-

Approved by Committee
on State Administration

SENATE BILL NO. 46

INTRODUCED BY CETRONE, ROSELL, STORY, WARDEN

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF REVENUE TO KEEP SOME STATE LIQUOR STORES OPEN ~~SATURDAYS-AND-CLOSED-MONDAYS~~ ON CERTAIN DAYS IN CITIES WITH MORE THAN ONE (1) LIQUOR STORE; AMENDING SECTION 4-114, R.C.M. 1947."

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(\$450,000) or over during the immediate past fiscal year shall be "Class A" stores; stores having done a business of one hundred and forty thousand dollars (\$140,000) and up to four hundred and fifty thousand dollars (\$450,000) during the immediate past fiscal year shall be "Class B" stores; and all stores having done a business of less than one hundred and forty thousand dollars (\$140,000) during the immediate past fiscal year shall be "Class C" stores; in opening new stores the board shall estimate the volume of business which said store will do the first year and classify said store according to the estimate of business; the board shall employ the necessary help to operate said stores and shall designate the duties to be performed by the employees; the board may, from time to time, fix the prices at which the various classes, varieties and brands of liquor may be sold, and prices shall be the same at all state stores. Such state liquor stores shall be and remain open during such period of the day as the board shall deem advisable, provided, however, that such stores shall be closed for the transaction of business between the close of normal business Saturday p.m. through the opening of normal business Tuesday a.m. as set by board regulation and including legal holidays, and election days. Where--the department--operates--two--(2)--or-more-stores-in-a-city,-it shall-close-each-store-in-turn-on-a-Saturday-and--open--that

1 ~~store--for-business-the-following-Monday-while-observing-the~~
2 ~~hours-prescribed-in-the--preceding--sentence--at--the--other~~
3 ~~stores--in--the--city.---The--department--shall-continuously~~
4 ~~alternate-Saturday-closings-and-Monday--openings--among--its~~
5 ~~various--stores--in--the-city.~~ WHERE THE DEPARTMENT OPERATES
6 TWO (2) OR MORE STORES IN A CITY, THE DEPARTMENT SHALL KEEP
7 ONE (1) STORE OPEN ON SATURDAYS AND ONE (1) STORE OPEN ON
8 MONDAYS. THE DEPARTMENT MAY ALTERNATE WHICH STORES ARE OPEN
9 ON SATURDAYS AND WHICH STORES ARE OPEN ON MONDAYS, PROVIDED
10 THAT ALL STORES ARE CLOSED ON LEGAL HOLIDAYS AND ELECTION
11 DAYS."

12 Section 2. If a bill to recodify and generally revise
13 the alcoholic beverage control laws is enacted by the 44th
14 legislature, Section 4-114 as amended in section 1 of this
15 act is renumbered and further amended in accordance with the
16 other act.

-End-

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12 read as follows:

13 "4-114. Establishment of state liquor stores -- hours --
14 kinds and prices of liquor. The board shall establish and
15 maintain at the county seats and such other places as the
16 board deems advisable, one or more stores to be known as
17 "state liquor stores," for the sale of liquor in accordance
18 with the provisions of this act and the regulations made
19 thereunder; the stores shall be classified according to the
20 volume of business which each store does each fiscal year;
21 the volume of business to be used in figuring each store's
22 classification shall be the volume of business done by the
23 store to be classified during the immediate past fiscal
24 year; stores shall be classified as follows: stores having
25 done a business of four hundred and fifty thousand dollars

1 (\$450,000) or over during the immediate past fiscal year
2 shall be "Class A" stores; stores having done a business of
3 one hundred and forty thousand dollars (\$140,000) and up to
4 four hundred and fifty thousand dollars (\$450,000) during
5 the immediate past fiscal year shall be "Class B" stores;
6 and all stores having done a business of less than one
7 hundred and forty thousand dollars (\$140,000) during the
8 immediate past fiscal year shall be "Class C" stores; in
9 opening new stores the board shall estimate the volume of
10 business which said store will do the first year and
11 classify said store according to the estimate of business;
12 the board shall employ the necessary help to operate said
13 stores and shall designate the duties to be performed by the
14 employees; the board may, from time to time, fix the prices
15 at which the various classes, varieties and brands of liquor
16 may be sold, and prices shall be the same at all state
17 stores. Such state liquor stores shall be and remain open
18 during such period of the day as the board shall deem
19 advisable, provided, however, that such stores shall be
20 closed for the transaction of business between the close of
21 normal business Saturday p.m. through the opening of normal
22 business Tuesday a.m. as set by board regulation and
23 including legal holidays, and election days. Where--the
24 department--operates--two--(2)--or-more-stores-in-a-city, it
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(\$450,000) or over during the immediate past fiscal year shall be "Class A" stores; stores having done a business of one hundred and forty thousand dollars (\$140,000) and up to four hundred and fifty thousand dollars (\$450,000) during the immediate past fiscal year shall be "Class B" stores; and all stores having done a business of less than one hundred and forty thousand dollars (\$140,000) during the immediate past fiscal year shall be "Class C" stores; in opening new stores the board shall estimate the volume of business which said store will do the first year and classify said store according to the estimate of business; the board shall employ the necessary help to operate said stores and shall designate the duties to be performed by the employees; the board may, from time to time, fix the prices at which the various classes, varieties and brands of liquor may be sold, and prices shall be the same at all state stores. Such state liquor stores shall be and remain open during such period of the day as the board shall deem advisable, provided, however, that such stores shall be closed for the transaction of business between the close of normal business Saturday p.m. through the opening of normal business Tuesday a.m. as set by board regulation and including legal holidays, and election days. ~~Where--the department--operates--two--(2)--or-more-stores-in-a-city, it shall close each store in turn on a Saturday and open that~~

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