

CHAPTER NO. 157.

SENATE BILL NO. 289

INTRODUCED BY GRAHAM

BY REQUEST OF THE DEPARTMENT OF REVENUE

IN THE SENATE

January 30, 1979	Referred to Committee on State Administration.
February 9, 1979	Committee recommend bill do pass and be placed on Consent Calendar. Report adopted.
February 10, 1979	Printed and placed on members' desks.
February 12, 1979	Motion pass consideration.
February 13, 1979	Consent Calendar discussion.
February 14, 1979	Consent Calendar do pass. Transmitted to second house.

IN THE HOUSE

February 15, 1979	Introduced and referred to Committee on State Administration.
March 3, 1979	Committee recommend bill be concurred in. Report adopted.
March 5, 1979	Second reading, concurred in.
March 7, 1979	Third reading, concurred in.

IN THE SENATE

March 8, 1979	Returned from second house. Concurred in. Sent to enrolling.  Reported correctly enrolled.
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1 *Senate* BILL NO. *289*  
 2 INTRODUCED BY *L. Skum*  
 3 BY REQUEST OF THE DEPARTMENT OF REVENUE

4  
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
 6 16-2-101, MCA, BY DELETING THE CLASSIFICATION SYSTEM OF  
 7 STATE LIQUOR STORES BY VOLUME."

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

10 Section 1. Section 16-2-101, MCA, is amended to read:

11 "16-2-101. Establishment of state liquor stores --  
 12 kinds and prices of liquor. (1) The department shall  
 13 establish and maintain one or more stores, to be known as  
 14 "state liquor stores", as the department finds feasible for  
 15 the sale of liquor in accordance with the provisions of this  
 16 code and the rules made thereunder. ~~the stores shall be~~  
 17 ~~classified according to the volume of business which each~~  
 18 ~~store does each fiscal year. The volume of business to be~~  
 19 ~~used in figuring each store's classification shall be the~~  
 20 ~~volume of business done by the store to be classified during~~  
 21 ~~the immediate past fiscal year.~~

22 (2) ~~Stores shall be classified as follows:~~

23 (a) ~~stores having done a business of \$450,000 or over~~  
 24 ~~shall be "class-A" stores.~~

25 (b) ~~Stores having done a business of \$140,000 and up~~

1 to \$450,000 shall be "class-B" stores.  
 2 (c) ~~All stores having done a business of less than~~  
 3 ~~\$140,000 shall be "class-C" stores.~~  
 4 (3) ~~In opening new stores the department shall~~  
 5 ~~estimate the volume of business which said store will do the~~  
 6 ~~first year and classify said store according to the estimate~~  
 7 ~~of business.~~

8 (4) (2) The department shall enter into an agency  
 9 agreement or employ the necessary help to operate said  
 10 stores and shall designate the duties to be performed by the  
 11 agent or employees.

12 (5) (3) The department may from time to time fix the  
 13 prices at which the various classes, varieties, and brands  
 14 of liquor may be sold, and prices shall be the same at all  
 15 state stores."

-End-

Approved by Committee  
on State Administration

1 *Senate* BILL NO. *289*  
2 INTRODUCED BY *Adams*  
3 BY REQUEST OF THE DEPARTMENT OF REVENUE

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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION  
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21 ~~the immediate post fiscal year.~~

22 (2) ~~Stores shall be classified as follows:~~

23 (a) ~~Stores having done a business of \$450,000 or over~~  
24 ~~shall be "class-A" stores.~~

25 (b) ~~Stores having done a business of \$140,000 and up~~

1 ~~to \$450,000 shall be "class-B" stores.~~

2 (c) ~~All stores having done a business of less than~~  
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BY REQUEST OF THE DEPARTMENT OF REVENUE

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 16-2-101, MCA, BY DELETING THE CLASSIFICATION SYSTEM OF STATE LIQUOR STORES BY VOLUME."

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

Section 1. Section 16-2-101, MCA, is amended to read:

"16-2-101. Establishment of state liquor stores -- kinds and prices of liquor. (1) The department shall establish and maintain one or more stores, to be known as "state liquor stores", as the department finds feasible for the sale of liquor in accordance with the provisions of this code and the rules 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.~~

~~(2) Stores shall be classified as follows:~~

~~(a) Stores having done a business of \$450,000 or over shall be "class-A" stores.~~

~~(b) Stores having done a business of \$140,000 and up~~

~~to \$450,000 shall be "class-B" stores.~~

~~(c) All stores having done a business of less than~~

~~\$140,000 shall be "class-E" stores.~~

~~(3) In opening new stores the department shall~~

~~estimate the volume of business which said store will do the first year and classify said store according to the estimate of business.~~

~~(4)(2) The department shall enter into an agency agreement or employ the necessary help to operate said stores and shall designate the duties to be performed by the agent or employees.~~

~~(5)(3) The department 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."~~

-End-