

HOUSE BILL NO. 692

INTRODUCED BY O'CONNELL, TEAGUE, R. MANNING, AZZARA,
CONROY, PEDA, NEUMAN, PAVLOVICH, DAILY, HARRINGTON,
QUILICI, KEYSER, ASAY, PISTORIA, MENAHAN, DOZIER,
OBERG, BENNETT, C. SMITH, GOULD, HUENNEKENS,
SIVERTSEN, IVERSON, SEIFERT

IN THE HOUSE

February 9, 1981	Introduced and referred to Committee on Business and Industry.
February 18, 1981	Committee recommend bill do pass as amended. Report adopted.
February 19, 1981	Bill printed and placed on members' desks.
February 21, 1981	Second reading, do pass.
February 23, 1981	Correctly engrossed.
February 25, 1981	Third reading, passed. Ayes, 87; Noes, 10. Transmitted to Senate.

IN THE SENATE

March 3, 1981	Introduced and referred to Committee on Business and Industry.
March 21, 1981	Committee recommend bill be concurred in as amended. Report adopted.
March 24, 1981	Motion pass consideration.
March 25, 1981	Second reading, concurred in.
March 27, 1981	Third reading, concurred in as amended. Ayes, 41; Noes, 9.

IN THE HOUSE

March 28, 1981 Returned from Senate with amendments.

April 8, 1981 Second reading, amendments not concurred in.

 On motion Conference Committee requested.

April 9, 1981 Conference Committee appointed.

April 14, 1981 Conference Committee dissolved.

 On motion new Free Conference Committee requested.

April 15, 1981 Free Conference Committee appointed.

April 16, 1981 Free Conference Committee reported and dissolved.

April 20, 1981 Second reading, Free Conference Committee report adopted.

 On motion rules suspended and bill placed on third reading this day.

 Third reading, Free Conference Committee report adopted. Ayes, 89; Noes, 5. Transmitted to Senate.

IN THE SENATE

April 22, 1981 Free Conference Committee report adopted.

IN THE HOUSE

April 22, 1981 Returned from Senate. Sent to enrolling.

 Reported correctly enrolled.

HOUSE BILL NO. 692

Conroy

Agree

INTRODUCED BY

Albany, Egan, Michael, Hammon, Jala, Newman, Gorman, Hal, Hancock, Durbin

A BILL FOR AN ACT ENTITLED: "AN ACT TO RAISE THE VALUE OF

ADVERTISING MATTER OR NOVELTIES THAT CAN BE FURNISHED TO A

any retailer in eastern

BEER RETAILER BY A BREWER OR WHOLESALER; AMENDING SECTION

16-3-241, MCA."

Gunnell, C. Smith, Jala, Hummer, Director, Siph

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

Section 1. Section 16-3-241, MCA, is amended to read:

"16-3-241. Furnishing of fixtures or advertising matter to retailers by brewers and wholesalers unlawful -- exceptions. It shall be unlawful for any brewer or wholesaler to lease, furnish, give, or pay for any premises, furniture, fixtures, equipment, signs, or any other advertising matter or any other property to any retail licensee, used or to be used in the dispensation of beer in and about the interior or exterior of the place of business of any licensed retailer, or furnish, give, or pay for any repairs, improvements, painting, or decorating on or within such premises; provided, however, that it shall be lawful for a brewer or wholesaler to furnish, give, or loan to a retail licensee:

(1) bottle openers, can openers, and trays, with or without advertising matter thereon;

(2) advertising matter or novelties, of a value of not to exceed ~~\$15~~ \$50 in any calendar year to any one retailer, for display use on the interior of said retailer's place of business;

(3) not more than two illuminated or electrical signs, each of not more than 630 square inches in area, which signs may bear the name, brand name, trade name, trademark, or other designation indicating the name of the manufacturer of beer and the place of manufacture, for display by the retail licensee on and within the interior of his place of business or in the windows inside the place of business of the licensed retailer and only if the particular brand of beer so advertised on such signs is actually available for sale on the licensee's premises at the time of such display; and

(4) maintenance or repair services on draft beer equipment to keep it sanitary and in good working condition."

-End-

Approved by Committee
on Business and Industry

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wholesaler to lease, furnish, give, or pay for any premises,
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advertising matter or any other property to any retail
licensee, used or to be used in the dispensation of beer in
and about the interior or exterior of the place of business
of any licensed retailer, or furnish, give, or pay for any
repairs, improvements, painting, or decorating on or within
such premises; provided, however, that it shall be lawful

for a brewer or wholesaler to furnish, give, or loan to a
retail licensee:

(1) bottle openers, can openers, and trays, with or
without advertising matter thereon;

(2) advertising matter or novelties, of a value of not
to exceed ~~+\$5 \$50~~ \$25 PER BRAND in any calendar year to any
one retailer, for display use on the interior of said
retailer's place of business;

(3) not more than two illuminated or electrical signs,
each of not more than 530 square inches in area, which signs
may bear the name, brand name, trade name, trademark, or
other designation indicating the name of the manufacturer of
beer and the place of manufacture, for display by the retail
licensee on and within the interior of his place of business
or in the windows inside the place of business of the
licensed retailer and only if the particular brand of beer
so advertised on such signs is actually available for sale
on the licensee's premises at the time of such display; and

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 18 wholesaler to lease, furnish, give, or pay for any premises,
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 20 advertising matter or any other property to any retail
 21 licensee, used or to be used in the dispensation of beer in
 22 and about the interior or exterior of the place of business
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 16 licensed retailer and only if the particular brand of beer
 17 so advertised on such signs is actually available for sale
 18 on the licensee's premises at the time of such display; and

19 (4) maintenance or repair services on draft beer
 20 equipment to keep it sanitary and in good working
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7 any one retailer, for display use on the interior of said
8 retailer's place of business;

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 to exceed ~~\$15~~ \$50 ~~PER--BRAND~~ \$50 PER BREWERY in any
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-End-

927

..... April 14, 1981.....

FREE CONFERENCE COMMITTEE
ON HOUSE BILL NO. 692

(Report No. 1, April 14, 1981)

MR. PRESIDENT AND SPEAKER OF THE HOUSE:

We, your Free Conference Committee on House Bill No. 692,
met April 14, 1981, and considered:

Senate Business and Industry Committee Amendments to the third
reading copy, dated March 21, 1981, and recommend as follows:

That the House accede to Committee amendment no. 1;

That House Bill No. 692 be further amended as specified in
the CLERICAL INSTRUCTION no. 1;

That the reference copy of House Bill No. 692 read as specified
in the CLERICAL INSTRUCTION;

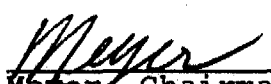
And, that the Conference Report to House Bill No. 692 be
adopted.

CLERICAL INSTRUCTION:

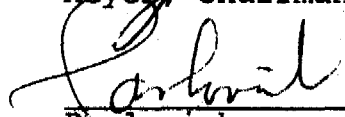
- 1. Page 2, line 6.
- Following: "\$50"
- Insert: "per brewery"


FOR THE HOUSE:

FOR THE SENATE:

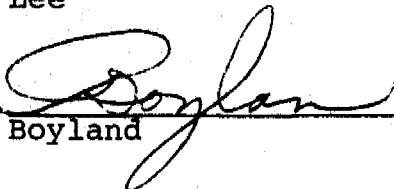

Meyer, Chairman

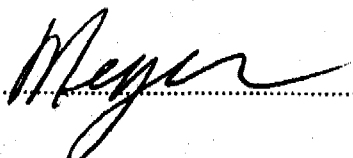

Kolstad, Chairman


Pavlovich


Lee


Bergene


Boyland


.....
Chairman.

March 21, 1981

SENATE STANDING COMMITTEE REPORT
(Business and Industry)

That House Bill No. 692 be amended as follows:

1. Page 2, line 6.
Following: "\$50"
Strike: "\$25 PER BRAND"
Insert: "\$50"