

SENATE BILL NO. 32

Introduced: 1/3/83

Referred to Committee on Public Health, Welfare, & Safety:
1/3/83

Hearing: 1/26/83
Died In Committee

1 SENATE BILL NO. 32
2 INTRODUCED BY HAGER
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO DECREASE THE
5 DISTANCE FROM A PLACE OF WORSHIP OR SCHOOL WITHIN WHICH THE
6 SALE OF ALCOHOLIC BEVERAGES MAY NOT BE LICENSED; AMENDING
7 SECTION 16-3-306, MCA."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10 Section 1. Section 16-3-306, MCA, is amended to read:
11 "16-3-306. Proximity to churches and schools
12 restricted. (1) Except as provided in subsections (2) and
13 (3), no retail license may be issued pursuant to this code
14 to any business or enterprise whose premises are within 600
15 150 feet of and on the same street as a building used
16 exclusively as a church, synagogue, or other place of
17 worship or as a school other than a commercially operated or
18 postsecondary school. This distance shall be measured in a
19 straight line from the center of the nearest entrance of the
20 place of worship or school to the nearest entrance of the
21 licensee's premises. This section is a limitation upon the
22 department's licensing authority.
23 (2) However, the department may renew a license for
24 any establishment located in violation of this section if
25 the licensee does not relocate his entrances any closer than

1 the existing entrances and if the establishment:
2 (a) was located on the site before the place of
3 worship or school opened; or
4 (b) was located in a bona fide hotel, restaurant, or
5 fraternal organization building at the site since January 1,
6 1937.
7 (3) Subsection (1) does not apply to licenses for the
8 sale of beer, table wine, or both in the original package
9 for off-premises consumption."

-End-

INTRODUCED BILL

SB 32