

HOUSE BILL NO. 334

INTRODUCED BY GOULD, DRISCOLL, PAVLOVICH, GAGE, MAZUREK

IN THE HOUSE

January 22, 1985	Introduced and referred to Committee on Business and Labor.
February 2, 1985	Committee recommend bill do pass as amended. Report adopted.
February 4, 1985	Bill printed and placed on members' desks.  Second reading, do pass.  Considered correctly engrossed.
February 5, 1985	Third reading, passed. Ayes, 99; Noes, 0.  Transmitted to Senate.

IN THE SENATE

February 7, 1985	Introduced and referred to Committee on Business and Industry.
March 13, 1985	Committee recommend bill be concurrred in. Report adopted.
March 15, 1985	Second reading, concurrred in.
March 18, 1985	Third reading, concurrred in. Ayes, 49; Noes, 0.  Returned to House.

IN THE HOUSE

March 19, 1985	Received from Senate.  Sent to enrolling.  Reported correctly enrolled.
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LC 0654/01

1 rules on the subject of the provisions of this act is  
2 extended to the provisions of this act.

-End-

APPROVED BY COMM. ON  
BUSINESS AND LABOR

1 HOUSE BILL NO. 334

2 INTRODUCED BY GOULD, DRISCOLL,

3 PAVLOVICH, GAGE, MAZUREK

4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING BEER  
6 WHOLESALERS TO RENT FURNISH TO RETAILERS PORTABLE EQUIPMENT  
7 FOR COOLING AND DISPENSING BEER; AMENDING SECTION 16-3-241,  
8 MCA."

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

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

12 "16-3-241. Furnishing of fixtures or advertising  
13 matter to retailers by brewers and wholesalers unlawful --  
14 exceptions. (1) It shall be unlawful for any brewer or  
15 wholesaler to lease, furnish, give, or pay for any premises,  
16 furniture, fixtures, equipment, signs, or any other  
17 advertising matter or any other property to any retail  
18 licensee, used or to be used in the dispensation of beer in  
19 and about the interior or exterior of the place of business  
20 of any licensed retailer, or furnish, give, or pay for any  
21 repairs, improvements, painting, or decorating on or within  
22 such premises; provided, however, that it shall be lawful  
23 for a brewer or wholesaler to furnish, give, or loan to a  
24 retail licensee:

25 (a) bottle openers, can openers, and trays, with or

1 without advertising matter thereon;

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

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

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

19 (2) A wholesaler may rent FURNISH portable equipment  
20 used for the temporary cooling, handling, and dispensing of  
21 draft beer to a special permittee or a retailer for use in  
22 catering an event off his regular premises if the rental is  
23 at a fair market value computed under principles the  
24 department may define by rule."

25 NEW SECTION. Section 2. Extension of authority. Any

HB 0334/02

1 existing authority of the department of revenue to make  
2 rules on the subject of the provisions of this act is  
3 extended to the provisions of this act.

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 24 retail licensee:

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 2 (2)(b) advertising matter or novelties, of a value of  
 3 not to exceed \$50 per brewery in any calendar year to any  
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