

HOUSE BILL NO. 570

INTRODUCED BY BRANDEWIE, PAVLOVICH, GRADY

IN THE HOUSE

FEBRUARY 2, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON BUSINESS & LABOR.

FEBRUARY 18, 1987 COMMITTEE RECOMMEND BILL
DO PASS AS AMENDED. REPORT ADOPTED.

FEBRUARY 19, 1987 PRINTING REPORT.

FEBRUARY 20, 1987 SECOND READING, DO PASS.

FEBRUARY 21, 1987 ENGROSSING REPORT.

 THIRD READING, PASSED.
 AYES, 73; NOES, 19.

 TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 23, 1987 INTRODUCED AND REFERRED TO COMMITTEE
ON BUSINESS & INDUSTRY.

MARCH 24, 1987 COMMITTEE RECOMMEND BILL BE
CONCURRED IN AS AMENDED. REPORT
ADOPTED.

MARCH 28, 1987 SECOND READING, CONCURRED IN.

MARCH 30, 1987 THIRD READING, CONCURRED IN.
 AYES, 48; NOES, 2.

 RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 8, 1987 RECEIVED FROM SENATE.

 SECOND READING, AMENDMENTS
 CONCURRED IN.

APRIL 9, 1987

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

APRIL 14, 1987

ENROLLING REPORT.

SIGNED BY SPEAKER.

IN THE SENATE

APRIL 14, 1987

SIGNED BY PRESIDENT.

IN THE HOUSE

APRIL 15, 1987

DELIVERED TO GOVERNOR.

APRIL 16, 1987

RETURNED FROM GOVERNOR WITH
RECOMMENDED AMENDMENTS.

APRIL 20, 1987

SECOND READING, GOVERNOR'S RECOM-
MENDED AMENDMENTS CONCURRED IN.

APRIL 21, 1987

THIRD READING, GOVERNOR'S RECOM-
MENDED AMENDMENTS CONCURRED IN.

TRANSMITTED TO SENATE.

IN THE SENATE

APRIL 23, 1987

SECOND READING, GOVERNOR'S RECOM-
MENDED AMENDMENTS CONCURRED IN.

THIRD READING, GOVERNOR'S RECOM-
MENDED AMENDMENTS CONCURRED IN.

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 23, 1987

SENT TO ENROLLING.

1 House BILL NO. 570
2 INTRODUCED BY Dennis L. Cantor Sen. Dandy
3

1 extended to the provisions of this act.
-End-

4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IF AN
5 ALL-BEVERAGES LICENSE IS USED AT A GOLF COURSE, THE
6 ALCOHOLIC BEVERAGES MAY BE SOLD BY THE LICENSEE AND CONSUMED
7 AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF COURSE; AND
8 AMENDING SECTION 16-3-302, MCA."

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

11 Section 1. Section 16-3-302, MCA, is amended to read:

12 "16-3-302. Sale of beer by retailer for consumption on
13 premises. (1) It ~~shall be~~ is lawful for a licensed retailer
14 to sell and serve beer, either on draught or in containers,
15 to the public to be consumed on the premises of such the
16 retailer.

17 (2) It is lawful for a licensee who has an
18 all-beverages license that he uses at a golf course to sell
19 alcoholic beverages and it is lawful to consume the
20 purchased alcoholic beverages at any place within the
21 boundaries of the golf course, whether inside or outside of
22 a building or other structure."

23 NEW SECTION. Section 2. Extension of authority. Any
24 existing authority of the department of revenue to make
25 rules on the subject of the provisions of this act is



-2- INTRODUCED BILL
4B 570

APPROVED BY COMM. ON
BUSINESS AND LABOR

HOUSE BILL NO. 570

INTRODUCED BY BRANDEWIE, PAVLOVICH, GRADY

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IF AN ALL-BEVERAGES LICENSE IS USED AT A GOLF COURSE, THE ALCOHOLIC BEVERAGES MAY BE SOLD BY THE LICENSEE FROM A PORTABLE DEVICE AS WELL AS AT THE GOLF COURSE CLUBHOUSE AND CONSUMED AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF COURSE; AND AMENDING SECTION 16-3-302, MCA."

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

Section 1. Section 16-3-302, MCA, is amended to read:

"16-3-302. Sale of beer by retailer for consumption on premises. (1) It shall be is lawful for a licensed retailer to sell and serve beer, either on draught or in containers, to the public to be consumed on the premises of such the retailer.

(2) It is lawful for a licensee who has an all-beverages license that he uses at a golf course to sell alcoholic beverages and it:

(A) IN THE BUILDING OF OTHER STRUCTURAL PREMISES CONSTITUTING THE CLUBHOUSE OR PRIMARY INDOOR RECREATIONAL QUARTERS OF THE GOLF COURSE; AND

(B) AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF COURSE, FROM A PORTABLE SATELLITE VEHICLE OR OTHER MOVABLE

SATELLITE DEVICE THAT IS MOVED FROM PLACE TO PLACE, WHETHER INSIDE OR OUTSIDE OF A BUILDING OR OTHER STRUCTURE.

(3) IT is lawful to consume the--purchased alcoholic beverages SOLD AS PROVIDED IN SUBSECTION (2) at any place within the boundaries of the golf course, whether inside or outside of a building or other structure."

NEW SECTION. Section 2. Extension of authority. Any existing authority of the department of revenue to make rules on the subject of the provisions of this act is extended to the provisions of this act.

-End-

1 HOUSE BILL NO. 570

2 INTRODUCED BY BRANDEWIE, PAVLOVICH, GRADY

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IF AN
5 ALL-BEVERAGES LICENSE IS USED AT A GOLF COURSE, THE
6 ALCOHOLIC BEVERAGES MAY BE SOLD BY THE LICENSEE FROM A
7 PORTABLE DEVICE AS WELL AS AT THE GOLF COURSE CLUBHOUSE AND
8 CONSUMED AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF
9 COURSE; AND AMENDING SECTION 16-3-302, MCA."

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13 "16-3-302. Sale of beer by retailer for consumption on
14 premises. (1) It shall be is lawful for a licensed retailer
15 to sell and serve beer, either on draught or in containers,
16 to the public to be consumed on the premises of such the
17 retailer.

18 (2) It is lawful for a licensee who has an
19 all-beverages license that he uses at a golf course to sell
20 alcoholic beverages and it:

21 (A) IN THE BUILDING OF OTHER STRUCTURAL PREMISES
22 CONSTITUTING THE CLUBHOUSE OR PRIMARY INDOOR RECREATIONAL
23 QUARTERS OF THE GOLF COURSE; AND

24 (B) AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF
25 COURSE, FROM A PORTABLE SATELLITE VEHICLE OR OTHER MOVABLE

1 SATELLITE DEVICE THAT IS MOVED FROM PLACE TO PLACE, WHETHER
2 INSIDE OR OUTSIDE OF A BUILDING OR OTHER STRUCTURE.

3 (3) IT is lawful to consume the--purchased alcoholic
4 beverages SOLD AS PROVIDED IN SUBSECTION (2) at any place
5 within the boundaries of the golf course, whether inside or
6 outside of a building or other structure."

7 NEW SECTION. Section 2. Extension of authority. Any
8 existing authority of the department of revenue to make
9 rules on the subject of the provisions of this act is
10 extended to the provisions of this act.

-End-

1 HOUSE BILL NO. 570

2 INTRODUCED BY BRANDEWIE, PAVLOVICH, GRADY

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IF AN
5 ALL-BEVERAGES LICENSE IS USED AT A GOLF COURSE OR A PUBLICLY
6 OWNED GOLF COURSE BEER AND WINE LICENSE IS ISSUED, THE
7 ALCOHOLIC BEVERAGES MAY BE SOLD BY THE LICENSEE FROM A
8 PORTABLE DEVICE AS WELL AS AT THE GOLF COURSE CLUBHOUSE AND
9 CONSUMED AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF
10 COURSE; AND AMENDING SECTION 16-3-302, MCA."

11
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 Section 1. Section 16-3-302, MCA, is amended to read:

14 "16-3-302. Sale of beer by retailer for consumption on
15 premises. (1) It shall be is lawful for a licensed retailer
16 to sell and serve beer, either on draught or in containers,
17 to the public to be consumed on the premises of such the
18 retailer.

19 (2) It is lawful for a licensee who has an
20 all-beverages license that he uses at a golf course to sell
21 alcoholic beverages AND FOR A LICENSEE WHO HAS A GOLF COURSE
22 BEER AND WINE LICENSE ISSUED UNDER 16-4-109 TO SELL BEER AND
23 WINE and-it:

24 (A) IN THE BUILDING OF OR OTHER STRUCTURAL PREMISES
25 CONSTITUTING THE CLUBHOUSE OR PRIMARY INDOOR RECREATIONAL

1 QUARTERS OF THE GOLF COURSE; AND

2 (B) AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF
3 COURSE, FROM A PORTABLE SATELLITE VEHICLE OR OTHER MOVABLE
4 SATELLITE DEVICE THAT IS MOVED FROM PLACE TO PLACE, WHETHER
5 INSIDE OR OUTSIDE OF A BUILDING OR OTHER STRUCTURE.

6 (3) IT is lawful to consume the--purchased alcoholic
7 beverages SOLD AS PROVIDED IN SUBSECTION (2) at any place
8 within the boundaries of the golf course, whether inside or
9 outside of a building or other structure."

10 NEW SECTION. Section 2. Extension of authority. Any
11 existing authority of the department of revenue to make
12 rules on the subject of the provisions of this act is
13 extended to the provisions of this act.

-End-

STANDING COMMITTEE REPORT

SENATE

MARCH 23, 1987

MR. PRESIDENT

We, your committee on BUSINESS AND INDUSTRY

having had under consideration HOUSE BILL No. 570

THIRD reading copy (BLUE)
color

BRANDEWIE (LYNCH)

ALLOW RETAIL GOLF COURSE ALL-BEVERAGE LICENSE FOR PRIVATE & PUBLIC COURSES

Respectfully report as follows: That HOUSE BILL No. 570

be amended as follows:

1. Title, line 5.
Following: "COURSE"
Insert: "OR A PUBLICLY OWNED GOLF COURSE BEER AND WINE LICENSE IS ISSUED"
2. Page 1, line 20.
Following: "beverages"
Insert: "and for a licensee who has a golf course beer and wine license issued under 16-4-109 to sell beer and wine"
3. Page 1, line 21.
Following: "BUILDING"
STrike: "OF"
Insert: ~~XXXX~~ "or"

113

AND AS AMENDED,
BE CONCURRED IN

XXXXXXXXXX
XXXXXXXXXXXX


SENATOR ALLEN C. KOLSTAD, Chairman.

5-23-87

GOVERNOR'S PROPOSED AMENDMENTS
TO HOUSE BILL NO. 570
(Reference Copy)
April 16, 1987

1. Title, line 10.
Following: "COURSE;"
Strike: "AND"
Following: "MCA"
Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE".

2. Page 2, line 14.
Following: line 13
Insert: "NEW SECTION. Section 3. Effective date. This act is
effective on passage and approval."

-END-

1 HOUSE BILL NO. 570

2 INTRODUCED BY BRANDEWIE, PAVLOVICH, GRADY

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT IF AN
5 ALL-BEVERAGES LICENSE IS USED AT A GOLF COURSE OR A PUBLICLY
6 OWNED GOLF COURSE BEER AND WINE LICENSE IS ISSUED, THE
7 ALCOHOLIC BEVERAGES MAY BE SOLD BY THE LICENSEE FROM A
8 PORTABLE DEVICE AS WELL AS AT THE GOLF COURSE CLUBHOUSE AND
9 CONSUMED AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF
10 COURSE; AND AMENDING SECTION 16-3-302, MCA; AND PROVIDING AN
11 IMMEDIATE EFFECTIVE DATE."

12
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Section 16-3-302, MCA, is amended to read:

15 "16-3-302. Sale of beer by retailer for consumption on
16 premises. (1) It shall be is lawful for a licensed retailer
17 to sell and serve beer, either on draught or in containers,
18 to the public to be consumed on the premises of such the
19 retailer.

20 (2) It is lawful for a licensee who has an
21 all-beverages license that he uses at a golf course to sell
22 alcoholic beverages AND FOR A LICENSEE WHO HAS A GOLF COURSE
23 BEER AND WINE LICENSE ISSUED UNDER 16-4-109 TO SELL BEER AND
24 WINE and-it:

25 (A) IN THE BUILDING OF OR OTHER STRUCTURAL PREMISES

1 CONSTITUTING THE CLUBHOUSE OR PRIMARY INDOOR RECREATIONAL
2 QUARTERS OF THE GOLF COURSE; AND

3 (B) AT ANY PLACE WITHIN THE BOUNDARIES OF THE GOLF
4 COURSE, FROM A PORTABLE SATELLITE VEHICLE OR OTHER MOVABLE
5 SATELLITE DEVICE THAT IS MOVED FROM PLACE TO PLACE, WHETHER
6 INSIDE OR OUTSIDE OF A BUILDING OR OTHER STRUCTURE.

7 (3) IT IS LAWFUL TO CONSUME THE--PURCHASED ALCOHOLIC
8 BEVERAGES SOLD AS PROVIDED IN SUBSECTION (2) AT ANY PLACE
9 WITHIN THE BOUNDARIES OF THE GOLF COURSE, WHETHER INSIDE OR
10 OUTSIDE OF A BUILDING OR OTHER STRUCTURE."

11 NEW SECTION. Section 2. Extension of authority. Any
12 existing authority of the department of revenue to make
13 rules on the subject of the provisions of this act is
14 extended to the provisions of this act.

15 NEW SECTION. SECTION 3. EFFECTIVE DATE. THIS ACT IS
16 EFFECTIVE ON PASSAGE AND APPROVAL.

-End-