

1 HOUSE BILL NO. 155
2 INTRODUCED BY K. ZOLNIKOV
3 BY REQUEST OF THE DEPARTMENT OF REVENUE
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT GENERALLY REVISING ALCOHOLIC BEVERAGE LAWS;
6 REVISING DEFINITIONS; REVISING LICENSURE LAWS; REVISING LAWS RELATING TO CERTAIN
7 OWNERSHIP INTEREST LICENSE TRANSFERS; AND AMENDING SECTIONS 16-4-101, 16-4-103, 16-4-
8 104, 16-4-115, 16-4-208, 16-4-305, 16-4-306, AND 16-4-415, MCA."

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

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12 **Section 1.** Section 16-4-101, MCA, is amended to read:

13 **"16-4-101. Applications for sale, import, or manufacture of beer -- qualifications of applicant.**

14 (1) Any person desiring to manufacture, distribute, import, or sell beer under the provisions of this code shall
15 first apply to the department for a license to do so and pay with ~~such the~~ application the license fee prescribed.
16 The department shall require of ~~such the~~ applicant satisfactory evidence that the applicant is of good moral
17 character and a law-abiding person suitable for carrying on the operations of a license.

18 (2) ~~Upon~~ On being satisfied, from ~~such the~~ application or otherwise, that ~~such the~~ applicant is
19 qualified, the department shall issue ~~such a~~ license to ~~such the~~ person, ~~which and the license shall be must~~ at
20 all times be prominently displayed in the place of business of ~~such applicant~~ at the licensed premises.

21 (3) If the department shall ~~find~~ finds that ~~such the~~ applicant is not qualified, ~~no a~~ license shall may
22 not be granted and ~~such the~~ license fee shall must be returned."

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24 **Section 2.** Section 16-4-103, MCA, is amended to read:

25 **"16-4-103. Wholesalers' licenses -- application and issuance -- subwarehouses -- imported beer**
26 **handled through warehouse or subwarehouse -- wine storage.** (1) Any person desiring to sell and distribute
27 beer as a wholesaler shall apply to the department for a license and tender with the application the required
28 license fee. The department shall issue wholesale licenses to qualified applicants in accordance with the

