

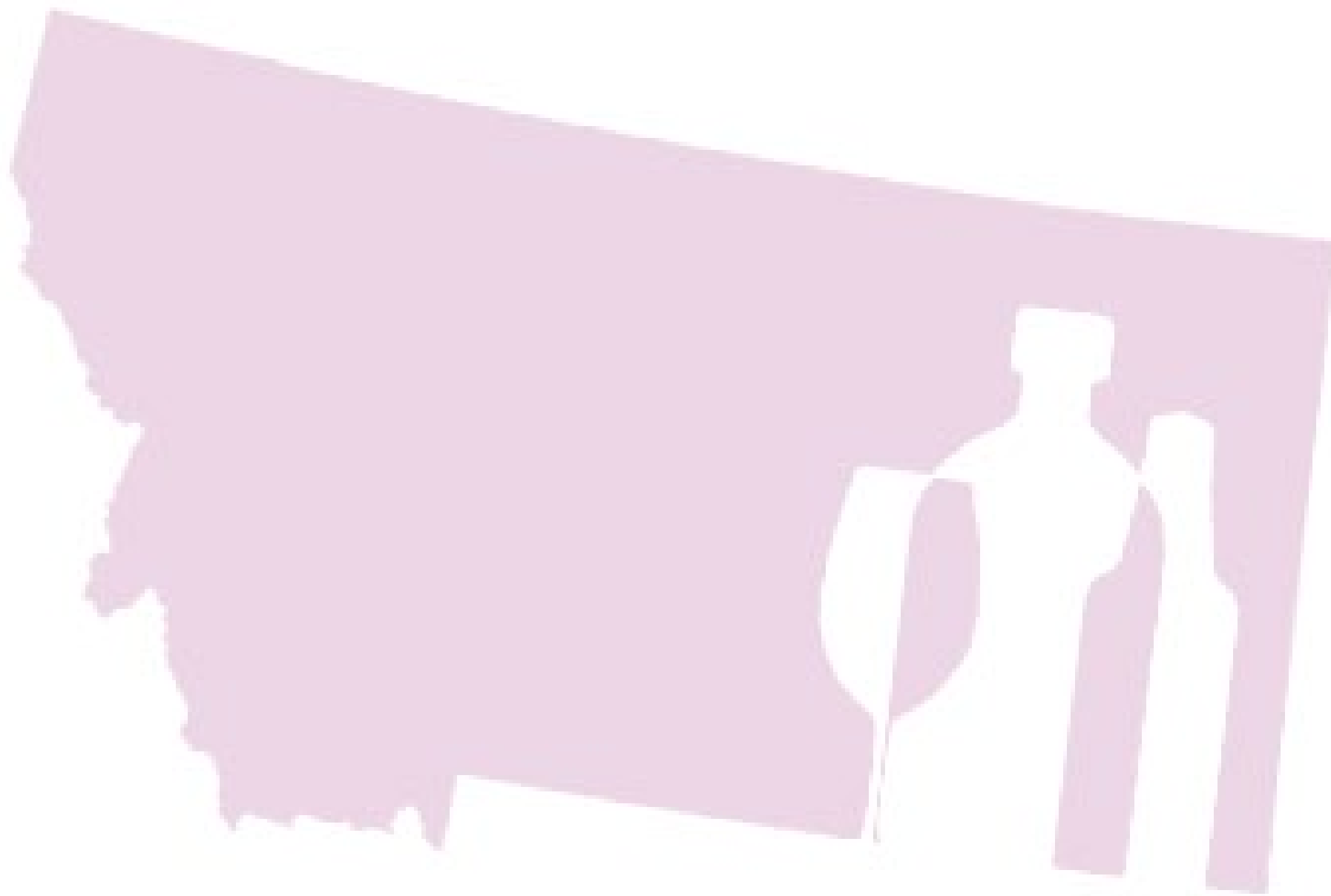
# ABCD 2023 TOWN HALL

WHAT HAPPENED IN THE 68<sup>TH</sup> LEGISLATIVE SESSION



ALCOHOLIC  
BEVERAGE  
CONTROL  
DIVISION  
MONTANA

*NOTE: This handout contains a list of bills that may or may not directly affect you and/or your business and the presentation will not touch on all bills listed. If you have questions about any of these bills, whether they were discussed or not, please contact us.*



# LIST OF BILLS REGARDING ALCOHOL – IN SOME WAY

Red indicates Department of Revenue Red tape relief bills directed from the Governor's office.

BILL	TITLE	DESCRIPTION	AFFECTS	EFFECTIVE DATE
HB 005	LIQUOR WAREHOUSE EXPANSION AMENDING SECTION SECTIONS 15-65-121 AND 17-7-201, AND 75-11-313, MCA; 1(4), CHAPTER 468, LAWS OF 2021, AND SECTION 2(1), CHAPTER 461, LAWS OF 2021; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE	Includes a request of \$15,515,750 for the department to completely fund its warehouse expansion project.	Liquor Warehouse	5/23/2023
HB 031	ACADEMIC BREWER LICENSES AMENDING SECTION 16-4-314, MCA; IMMEDIATE EFFECTIVE DATE	Expands the academic brewer license to any Montana University or Montana community college.	Montana Universities & Community Colleges	3/16/2023
HB 043	REVISING ALCOHOL LAWS RELATING TO THE DEATH OR INCAPACITY OF A LICENSEE OR OWNER OF A LICENSE; PROVIDING REQUIREMENTS FOR CERTAIN PARTIES TO NOTIFY THE DEPARTMENT AMENDING SECTION 16-4-404, MCA; IMMEDIATE EFFECTIVE DATE	Establishes timelines for the department to be notified and the transfer of a license to occur when the death or incapacity of an owner occurs.	All Licensees	2/16/2023
HB 048	REVISING ALCOHOL LAWS RELATING TO STORAGE DEPOTS AMENDING SECTIONS 16-3-411, 16-4-102, 16-4-312, AND 16-4-501, MCA	Creates distillery and winery storage depot licenses for the exclusive use of storing alcoholic beverages by a licensed distillery or winery.	Distillery & Winery Licensees	10/1/2023
HB 049	REVISING ALCOHOLIC BEVERAGE LAWS RELATING TO BEER WHOLESALER AND TABLE WINE DISTRIBUTOR AGREEMENTS AMENDING 16-3-226, 16-3-416, AND 16-3-420, MCA; IMMEDIATE EFFECTIVE DATE	Requires beer wholesalers and table wine distributors to file distributor agreements to the department within 60 days.	Beer Distributor & Table Wine Wholesaler Licensees	4/18/2023
HB 050	REVISING ALCOHOL LAWS TO REMOVE AN EXCEPTION THAT NO LONGER APPLIES TO RESTAURANT BEER AND WINE LICENSES AMENDING SECTION 16-4-105, MCA; IMMEDIATE EFFECTIVE DATE	Cleans-up restaurant beer and wine statute by removing overlooked off-premises sales restrictions.	Restaurant Beer & Wine Licensees	3/16/2023
HB 068	REVISING LAWS RELATING TO THE SALE OF BEER AND WINE LICENSES; CREATING RETAIL BEER AND WINE LICENSES BY COMBINING RETAIL BEER LICENSES WITH WINE AMENDMENTS; ELIMINATING WINE AMENDMENTS; REVISING ANNUAL FEES; REVISING GOLF COURSE BEER AND WINE LICENSES AMENDING SECTIONS 16-4-105, 16-4-109, 16-4-110, 16-4-111, 16-4-305, 16-4-306, 16-4-420, AND 16-4-501, MCA; DELAYED EFFECTIVE DATE	Creates an on-premises consumption retail beer and wine license by removing the current wine amendment option to the on-premises consumption retail beer license.	On-Premises Beer/Wine Licensees	7/1/2024
HB 069	REVISING ALCOHOLIC BEVERAGE LAWS RELATING TO AGENCY STORES AMENDING SECTIONS 16-1-106, 16-2-101, 16-2-103, 16-2-104, AND 16-2-203, MCA; IMMEDIATE EFFECTIVE DATE	Updates agency liquor store laws by removing outdated language related to the phasing in of commission rates; revises store hours to include Saturday evening; and removes unnecessary references to table wine.	Agency Liquor Stores	3/16/2023
HB 070	REVISING ALCOHOL LAWS PERTAINING TO THE RENEWAL OF LICENSES AMENDING SECTION 16-4-407, MCA; IMMEDIATE EFFECTIVE DATE	Requires licensees to submit an annual renewal form and annual renewal fees before July 1 of each year or their anniversary date when applicable.	All Licensees	3/2/2023
HB 071	REVISING ALCOHOLIC BEVERAGE LAWS RELATING TO THE TRANSFER OF LICENSES; ALLOWING THE DEPARTMENT TO GRANT TEMPORARY OPERATING AUTHORITY TO AN APPLICANT; ALLOWING FOR THE TRANSFER OF ALCOHOLIC BEVERAGE INVENTORY WITH A BONA FIDE SALE IF CERTAIN CONDITIONS HAVE BEEN MET; PROVIDING THAT THE TEMPORARY OPERATING AUTHORITY MAY NOT EXCEED 180 DAYS; PROVIDING ELIGIBILITY REQUIREMENTS AMENDING SECTIONS 16-4-404, 16-4-416, 16-4-801, 16-6-303, AND 23-5-119, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE	Revise Temporary Operating Authority (TOA) laws to allow TOA to be granted to an applicant that is a current licensee in good standing and allows the transfer of inventory upon bona fide sale of the business.	All Applicants and Sellers of Licenses	3/2/2023

BILL	TITLE	DESCRIPTION	AFFECTS	EFFECTIVE DATE
HB 072	REVISING ALCOHOLIC BEVERAGE LAWS RELATING TO RESTAURANT BEER AND WINE LICENSES; ELIMINATING RESTAURANT BEER AND WINE LICENSE OWNERSHIP RESTRICTIONS; ELIMINATING REDUNDANT PROVISIONS RELATING TO THE TRANSFER OF OWNERSHIP; REVISING THE PAYMENT DEADLINE OF THE LICENSING FEE; CLARIFYING THE NUMBER OF SEATING LICENSES THAT MAY BE ISSUED AMENDING SECTION 16-4-420, MCA	Removes restrictions on RBW licensees that are created when the licensee sells its license. Removes the 20 percent license fee due when the application is submitted but must be paid before approval. Clarifies the sale of food being prepared on the premises. The dining room must contain at least half the total available seats.	Restaurant Beer & Wine Licensees	10/1/2023
HB 095	REVISING ALCOHOLIC BEVERAGE LAWS CHAPTER 3 AMENDING SECTIONS 16-3-101, 16-3-103, 16-3-104, 16-3-106, 16-3-230, 16-3-233, 16-3-243, 16-3-301, 16-3-306, 16-3-308, 16-3-316, 16-3-401, 16-3-411, AND 16-6-314, MCA; IMMEDIATE EFFECTIVE DATE	Cleans-up Chapter 3 - revises 7-day credit for beer sales; allows manufacturers and retailers the ability to provide alcohol to nonprofit and tax-exempt organizations for fundraising purposes; allows wine production for personal or family use; limits a winery to 12 special permits per year.	Winery, Table Wine Distributors & Beer Wholesaler Licensees, and the Public	5/18/2023
HB 096	REVISING ALCOHOLIC BEVERAGES LAWS RELATING TO THE EXAMINATION OF LICENSED PREMISES AMENDING SECTION 16-6-103, MCA; IMMEDIATE EFFECTIVE DATE	Allows the Department of Justice or a peace officer to examine the premises of an agency liquor store.	Agency Liquor Stores	4/18/2023
HB 097	REVISING ALCOHOLIC BEVERAGE LAWS AMENDING SECTIONS 16-1-411, 16-2-201, 16-3-213, 16-3-302, 16-3-316, AND 16-3-411, MCA; IMMEDIATE EFFECTIVE DATE	Modernizes Chapter 3 - allows wineries to sell table wine to agency liquor stores and requires wineries to pay the tax on those sales; clarifies the 8% reduction in posted price of liquor to licensees is limited to regular list products in full case lots; revises the definition of a small brewer to one that produces more than 200 gallons but less than 60,000 barrels; allows golf courses to operate additional buildings to sell and serve alcohol to golfers - 1 additional for every 9 holes of play; allows manufacturers the ability to sell or donate alcoholic beverages to nonprofit or tax-exempt organizations for fundraising purposes; clarifies the number of cases a winery can self-distribute is measured in 9-liter cases.	Agency Liquor Stores, Licensees with Golf Courses, and Distillery, Brewery, & Winery Licensees	5/19/2023
HB 098	REVISING AIRPORT ALCOHOLIC BEVERAGES LICENSES RELATING TO PREMISES SUITABILITY AMENDING SECTION 16-3-311, MCA; IMMEDIATE EFFECTIVE DATE	Creates an exception to premises suitability requirements for airports by allowing the entire airport terminal to be included on the licensed premises regardless of the existence of other businesses.	Airport Licensees	2/28/2023
HB 120	AN ACT ALLOWING THE DEPARTMENT OF REVENUE TO ALLOW ALCOHOLIC BEVERAGE MANUFACTURER TRADE SHOWS; ALLOWING ALCOHOLIC BEVERAGE MANUFACTURERS TO SHOWCASE PRODUCTS AT TRADE SHOWS; AND PROVIDE RULEMAKING AUTHORITY	Allows the department to allow alcoholic beverage industry trade shows or partner with other state agencies to sponsor alcoholic beverage industry trade shows. Alcoholic beverage manufacturers may bring or deliver their products to the industry trade show and provide samples to attendees.	State Agencies i.e.: Dept. of Agriculture & Dept. of Commerce	10/1/2023
HB 123	REVISING ALCOHOL LAWS TO PROHIBIT THE PROSPECTING OF CERTAIN RETAIL ALCOHOLIC BEVERAGE LICENSES; REQUIRING 1 YEAR OF USE PRIOR TO TRANSFERRING A LICENSE; PROVIDING EXCEPTIONS IN THE EVENT OF DEATH OR CIRCUMSTANCES REASONABLY BEYOND THE CONTROL OF THE LICENSEE AMENDING SECTION 16-4-417, MCA IMMEDIATE EFFECTIVE DATE	Prohibits the prospecting of licenses by requiring a licensee to operate the license for one year. Prevents the transfer of the license in the first year unless the death of an owner occurs. For no-premises applications, the bill allows nonuse to exceed 1 year if the reason is beyond the licensee's control or the licensee is making progress.	All Retail Alcoholic Beverage License Applicants	3/2/2023
HB 124	REVISING THE COLLECTION OF TAXES ON BEER, WINE, AND HARD CIDER FROM MONTHLY TO QUARTERLY AMENDING SECTIONS 16-1-406 AND 16-1-411, MCA	Requires beer, wine, and hard cider taxes to be reported quarterly rather than monthly.	Brewery & Winery Licensees	7/1/2023
HB 127	REVISING COMBINED BEER WHOLESALER AND TABLE WINE DISTRIBUTOR LICENSES AMENDING SECTIONS 16-1-106, 16-3-218, AND 16-4-501, MCA; REPEALING SECTIONS 16-4-103 AND 16-4-108, MCA; DELAYED EFFECTIVE DATE	Creates a combined beer wholesaler and table wine distributor license; removes the option for standalone beer wholesaler or table wine distributor licenses; reduces the fee for the combined beer wholesaler and table wine distributor down from \$800 to \$400.	Beer Wholesalers & Table Wine Distributors Licensees	7/1/2024

BILL	TITLE	DESCRIPTION	AFFECTS	EFFECTIVE DATE
HB 144	REVISING ALCOHOL LICENSE LAWS RELATING TO THE COMPETITIVE BIDDING PROCESS AMENDING SECTIONS 16-4-105, 16-4-201, 16-4-412, 16-4-420, AND 16-4-430, MCA; IMMEDIATE EFFECTIVE DATE	Removes the requirement that an irrevocable letter of credit must be submitted in the competitive bidding process; allows the department to publish more than one license per quota area per year in the competitive bidding process; eliminates the additional \$25K beer competitive bid fee.	Competitive Bid Applicants & Institutional Lenders	4/18/2023
HB 145	REVISING ALCOHOLIC BEVERAGES LICENSED PREMISES MORATORIUM LAWS AMENDING SECTION 16-4-413, MCA; IMMEDIATE EFFECTIVE DATE	Reduces the time frame a premises (that was previously denied) may be reconsidered for licensure from 5 years to 2 years.	Certain Denied Applications	3/2/2023
HB 155	REVISING ALCOHOLIC BEVERAGE LAWS; REVISING DEFINITIONS; REVISING LICENSURE LAWS; REVISING LAWS RELATING TO CERTAIN OWNERSHIP INTEREST LICENSE TRANSFERS AMENDING SECTIONS 16-4-101, 16-4-103, 16-4-104, 16-4-115, 16-4-208, 16-4-305, 16-4-306, AND 16-4-415, MCA	Cleans-up Chapter 4: revises terminology; allows the transfer of ownership to an existing owner with 15% or more ownership interest subject to reporting requirements at renewal.	All Licensees	10/1/2023
HB 157	REVISING ALCOHOLIC BEVERAGE LAWS RELATING TO THE DEPARTMENT OF REVENUE'S OPERATIONS AND DUTIES; REVISING THE DEFINITION OF TABLE WINE; CLARIFYING LANGUAGE RELATING TO THE SALE OF LIQUOR; REVISING LAWS RELATING TO THE PREPARATION OF ALCOHOL; CLARIFYING LANGUAGE RELATING TO DEPARTMENT DUTIES; REVISING LAWS RELATING TO WITHDRAWAL OF LIQUOR FROM THE REGULAR WAREHOUSE INVENTORY AMENDING SECTIONS 16-1-106, 16-1-201, 16-1-202, 16-1-302, AND 16-1-304, MCA; IMMEDIATE EFFECTIVE DATE	Cleans-up Chapter 1: revises the definition of table wine; removes the department from approving medicinal formulas; clarifies when liquor inventories may be withdrawn from the liquor warehouse.	Licensees & Agency Liquor Stores	3/2/2023
HB 160	REVISING BEER ADVERTISING LIMITATIONS BY REMOVING THE RESTRICTION THAT A RETAIL LICENSEE MAY NOT DISPLAY OR PERMIT TO BE DISPLAYED BEER ADVERTISING ON THE EXTERIOR OF BUILDINGS ADJACENT TO THE LICENSEE'S PREMISES AMENDING SECTION 16-3-244, MCA	Removes the prohibition that retailers are supposed to prevent brewery and beer advertisements from being placed on the exterior of buildings that are adjacent to the retailer's premises.	Brewery Licensees	10/1/2023
HB 164	ALCOHOLIC BEVERAGE LAWS RELATING TO CATERING ENDORSEMENTS; ALLOWING BEER AND WINE LICENSEES TO OBTAIN A CATERING ENDORSEMENT WITHOUT HAVING TO BE ENGAGED PRIMARILY IN THE BUSINESS OF PROVIDING MEALS; PROVIDING THAT CONCESSIONAIRES MAY NOT SPONSOR CATERED EVENTS AMENDING SECTIONS 16-1-106, 16-4-111, AND 16-4-204, MCA; IMMEDIATE EFFECTIVE DATE	Removes the requirement that a beer licensee must be engaged primarily in the business of providing meals with table service in order to be granted a catering endorsement; prohibits concessionaires from sponsoring catered events; allows local law to collect the \$35 fee if they choose; allows the storage of alcohol at the premises of the catered event 1 day prior through 1 day following the conclusion of the catered event; allows for further extended storage of alcoholic beverages at certain catered event premises. Allows all-beverage licensees and on-premises consumption beer and wine licensees to be granted a guest ranch catering endorsement. Defines Guest Ranch.	Licensees w/Catering Endorsements, Concessionaires, Local Law Enforcement Agencies, and Guest Ranches	5/18/2023
HB 166	REVISING ALCOHOLIC BEVERAGES LAWS RELATING TO THE SEASONAL STATUS OF RETAIL ALCOHOLIC BEVERAGES AND LICENSES; ELIMINATING SPECIFIC EXAMPLES OF SEASONAL BUSINESSES; PROVIDING FOR A 1-YEAR NONUSE PERIOD IF THE LICENSEE NOTIFIES THE DEPARTMENT AMENDING SECTION 16-3-310, MCA; IMMEDIATE EFFECTIVE DATE	Removes examples of businesses that are eligible for seasonal license status. Allows nonuse to exceed 1 year if the reason is beyond the licensee's control or the licensee is making progress.	All Retail Licensees	3/2/2023
HB 242	REVISING ALCOHOL LAWS TO ALLOW A PERSON TO BE ISSUED UP TO SEVEN ALL-BEVERAGES LICENSES AMENDING SECTIONS 16-4-205 AND 16-4-401, MCA.	Allows a person to hold up to seven all-beverage licenses.	On-Premises All-Beverages Licensees and License Applicants	10/1/2023
HB 254	REVISING ALCOHOL LAWS TO CLARIFY CURBSIDE PICKUP AMENDING SECTION 16-3-312, MCA; IMMEDIATE EFFECTIVE DATE	Allows alcoholic beverages purchased for curbside pickup, including through a drive-through window, and to be ordered in person.	All Licensees and the Public	4/18/2023

BILL	TITLE	DESCRIPTION	AFFECTS	EFFECTIVE DATE
HB 305	REVISING ALCOHOL LICENSE LAWS RELATING TO MANUFACTURERS AND RETAILERS; ALLOWING A LIMITED EXCEPTION FOR LICENSED BREWERS, DISTILLERS, AND WINERIES TO HOLD RETAIL LICENSES; ALLOWING A LIMITED EXCEPTION FOR RETAIL LICENSEES TO HOLD A BREWER, DISTILLER, OR WINERY LICENSE; PROVIDING LIMITATIONS; PROVIDING DEFINITIONS AMENDING SECTIONS 16-3-213, 16-3-214, 16-3-241, 16-3-242, 16-3-244, 16-3-311, 16-3-411, 16-4-105, 16-4-201, 16-4-311, AND 16-4-401, AND 16-4-420, MCA	Allows the stacking of manufacturing and retail licenses at a premises; allows a brewery or winery to have complete ownership in three retail beer or all-beverage licenses; allows a distillery to have complete ownership in three all-beverage licenses; requires the first license to be co-located (stacked) at the manufacturer's premises; requires veteran/fraternal organizations to have and occupy a "lodge" for 5 years before licensure at that location; allows for liquor to be used in cooking at on-premises consumption beer and RBW licensee premises.	All-Beverage, On-Premises Beer, Brewery, Distillery & Winery Licensees, and Veteran/Fraternal Organizations	7/1/2023
HB 455	REMOVING THE DEPARTMENT OF REVENUE'S PROHIBITION ON APPROVING GELATIN CUP ALCOHOLIC BEVERAGE PRODUCTS AMENDING SECTION 16-1-303, MCA; IMMEDIATE EFFECTIVE DATE	Prohibits the department from denying liquor, beer, or wine products that come in gelatin cups and are shelf stable and liquid at room temperature.	Distilled Spirits Vendors, Agency Liquor Stores, Licensees, and the Public	5/18/2023
HB 519	AUTHORIZING THE USE OF DIGITAL DRIVER'S LICENSES AMENDING SECTIONS 61-5-116 AND 61-14-201, MCA	Allows the use of digital or hard copy versions of driver's licenses beginning September 1, 2025.	Server Training Providers, Volunteer Trainers, All Sellers & Servers of Alcoholic Beverages, and the Public	9/1/2025
HB 539	REVISING ALCOHOLIC BEVERAGE LAWS; ALLOWING AN ALCOHOLIC BEVERAGES LICENSEE TO OPERATE A GUEST RANCH OR SIMILAR BUSINESS AND SERVE ALCOHOL AT THE PREMISES; REVISING DEFINITIONS; REVISING LAWS RELATED TO LICENSE LAPSE; REVISING LAWS RELATING TO MONTANA DISTILLERY HOURS OF OPERATION; ALLOWING LICENSED RETAILERS TO PURCHASE BEER AND TABLE WINE FROM LICENSED IN-STATE RETAILERS AND PROVIDING LIMITATIONS AMENDING SECTIONS 16-1-106, 16-3-302, AND 16-3-311, AND 16-4-312, MCA; IMMEDIATE EFFECTIVE DATE	Allows an all-beverage or on-premises consumption beer license to be operated at a guest ranch and allows alcoholic beverages to be served anywhere within the outdoor portions of the premises and in one permanent building; defines guest ranch. Allows all-beverage licensees and resort licensees to sell alcoholic beverages, for a fee of \$100 each, from another structure constituting the indoor quarters of a hotel or short-term lodging facility, from a structure in the swimming pool area, from 2 permanent structures on a ski hill, and from an additional structure on a golf course that constitutes the clubhouse or primary recreational quarters of the golf course. Allows licensed retailer-to-retailer sales of up to 6 gallons of beer and table wine per day. Distillery hours match brewery hours and raise off-premises liquor sales to 4.5 liters.	Distillery, Retail & Resort Licensees, Golf Courses/Hotels/Guest Ranches Owning On-Premises Licenses	5/22/2023
HB 578	REVISING ALCOHOL LAWS TO ALLOW A LICENSEE WITH A CATERING ENDORSEMENT TO SELL LIQUOR IN ORIGINAL PACKAGING FOR OFF-PREMISES CONSUMPTION DURING A LIQUOR MANUFACTURING INDUSTRY-SPECIFIC EVENT SPONSORED BY A LICENSED DISTILLER PROVIDING UP TO SIX SPECIAL EVENTS A YEAR AMENDING SECTION 16-4-204, MCA	Allows a licensed distillery to sponsor an event with an all-beverage licensee with a catering endorsement and be able to sell liquor in original packaging for off-premises consumption at a total of 6 liquor manufacturing industry-specific events.	All-Beverage and Distillery Licensees	10/1/2023



BILL	TITLE	DESCRIPTION	AFFECTS	EFFECTIVE DATE
HB 579	REVISING DISTILLERY LAWS TO PROVIDE THAT THE LICENSED PREMISES MAY INCLUDE MORE THAN ONE BUILDING FOR MANUFACTURING; PURPOSES PURSUANT TO FEDERAL LAW; CLARIFYING THAT A DISTILLERY THAT HAS MORE THAN ONE MANUFACTURING LOCATION MAY NOT OPERATE MORE THAN ONE SAMPLE ROOM AMENDING SECTION 16-4-312, MCA.	Allows a distillery to operate more than one building for manufacturing purposes and limits the distillery licensee to operate one sample room per license.	Distillery Licensees	10/1/2023
HB 783	REVISING ALCOHOL SPECIAL PERMIT LAWS; ALLOWING A MONTANA WINERY TO SELL ALCOHOL THAT IS FERMENTED OR BLENDED BY THE WINERY FOR OFF-PREMISES CONSUMPTION; PROVIDING FOR UP TO 12 SPECIAL PERMITS A YEAR AMENDING SECTION 16-4-301, MCA	Increases the number of special permits an organization or institution can receive to 12 per calendar year and sets the number of special permits a winery can receive to 12 per calendar year and allows the winery to sell wine at the special event for off-premises consumption in original packaging if the wine was fermented or blended at the winery's licensed premises.	Winery Licenses, Nonprofit Organizations, and Special Permit Holders	10/1/2023
HB 867	REVISING AGENCY LIQUOR STORE LAWS; REVISING LAWS RELATED TO WHEN A STORE MAY REMAIN OPEN; ALLOWING AGENCY LIQUOR STORES TO REMAIN OPEN ON SUNDAYS, MONDAYS, AND LEGAL HOLIDAYS; PROVIDING THAT THE OPERATING HOURS ARE SUBJECT TO RESTRICTIONS; ALLOWING THE STATE TO RECOUP COSTS IN PHYSICALLY RECOVERING EXISTING INVENTORY FOR WHICH IT HAS A LIEN FOR LATE PAYMENTS BY THE AGENCY LIQUOR STORE; ALLOWING CREDIT PURCHASES BY LICENSEES FROM AGENCY LIQUOR STORES IF PAYMENT IS MADE WITHIN A CERTAIN AMOUNT OF TIME AMENDING SECTIONS 16- 2-104,-16-2-110, AND 16-2-203, MCA; IMMEDIATE EFFECTIVE DATE	Allows agency liquor stores to be open seven days a week at their discretion and allows the department to impose a fee against an agency liquor store agent to recoup costs associated with recovering inventory due to an agency liquor store failing to make timely payments. Requires retail licensees to pay for liquor and table wine purchased from an agency liquor store within 7 days.	Agency Liquor Stores and Retail Licensees	5/19/2023
SB 020	REVISING ALCOHOLIC BEVERAGE TAXATION LAWS AMENDING SECTIONS 16-1-406, 16-1-411, 16-1-424, AND 16-2-301, MCA; AND REPEALING SECTION 16-1-409, MCA	Clarifies who pays beer and table wine taxes and creates a uniform collection process for delinquent alcoholic beverage taxes. Eliminates the additional 1 cent table wine tax on table wine sold to an agency liquor store.	Beer Wholesalers, Table Wine Distributors, Brewery, & Winery Licensees, and Agency Liquor Stores	10/1/2023
SB 021	AN ACT REVISING ALCOHOLIC BEVERAGE FINGERPRINT REQUIREMENTS; ADOPTING QUALIFICATIONS FOR LOCATION MANAGERS AMENDING SECTIONS 16-1-106 AND 16-4-414, MCA; IMMEDIATE EFFECTIVE DATE	Adds location managers to the statute and clarifies who is subject to fingerprinting and increases background and fingerprint requirement timeframe from 3 to 5 years.	All Licensees	4/18/2023
SB 048	REPEALING LAWS RELATED TO DETACHABLE BEVERAGE CONTAINER OPENERS REPEALING SECTIONS 75-10-301, 75-10-302, AND 75-10-303, MCA; IMMEDIATE EFFECTIVE DATE.	Repeals laws prohibiting metal beverage containers from having detachable lids.	Brewery Licensees	4/18/2023

BILL	TITLE	DESCRIPTION	AFFECTS	EFFECTIVE DATE
SB 059	REVISING ALCOHOLIC BEVERAGE LAWS; REVISING LAWS RELATING TO PUBLIC CONVENIENCE AND NECESSITY; PROVIDING THAT PUBLIC CONVENIENCE AND NECESSITY CONSIDERATIONS ARE LIMITED TO CONSIDERATION OF THE ALCOHOLIC BEVERAGE; REVISING LAWS RELATED TO DEPARTMENT REQUESTS FOR ADDITIONAL LICENSING INFORMATION; REVISING LAWS RELATED TO TABLE WINE; REVISING LAWS RELATING TO RESORT AREA LICENSES; REVISING LAWS RELATING TO SPECIAL PERMITS AMENDING SECTIONS 16-3-103, 16-4-203, 16-4-212, 16-4-213, 16-4-207, AND 16-4-301, MCA	Requires public convenience and necessity and the publication of applications to occur at the time of original application, during changes of ownership, and changes in location; limits protests to alcohol matters only; increases the amount of special permits entities can receive to 12 per year. Prohibits a resort area from being located within an incorporated city/town quota area boundary except when a consolidated city-county unit of local government exists; increases the valuation of resorts to \$10 million with \$5 million of that valuation be for a structure or structures within the resort; allows the valuation to be determined by an independent appraiser or the department's appraisal process; requires a resort all-beverage license to be issued within 5 years of the approval of the resort area and sets a deadline of 1/1/2029 for those resorts areas that don't have a resort all-beverage license and the resort area was approved prior to 1/1/2024; allows the developer or land owner to reapply for its resort area determination if it was lapsed due to no licenses being issued; reduces certain requirements to qualify for resort all-beverage licenses. Increases special permit application submissions from 3 to 5 days.	Certain License Applications, Nonprofit Organizations, Special Permit Holders, Resort Areas, Resort All-Beverages License Applications, and Winery Licensees	10/1/2023
SB 063	ALCOHOLIC BEVERAGE LAWS; REVISING LICENSE TERMINOLOGY REVISING LAWS RELATING TO THE MANUFACTURE OF ALCOHOLIC BEVERAGES FOR PERSONAL USE AMENDING SECTIONS 16-6-101, 16-6-104, 16-6-301, AND 16-6-304, MCA	Cleans-up Chapter 6: revises terminology; allows wine production for personal or family use; allows active service members an avenue to send alcohol collections into Montana.	Public and Service Members	10/1/2023
SB 075	REVISING ALCOHOL LAWS RELATING TO LICENSING; REVISING LAWS RELATED TO BREWERS AND BEER IMPORTERS; ALLOWING OUT-OF-STATE BREWERIES TO BE REGISTERED IN MONTANA; ALLOWING CERTAIN SALES AND SHIPPING OF BEER; REVISING LAWS RELATED TO BEER SHIPPED BY BEER WHOLESALERS; REVISING LAWS RELATED TO RESORT AREA ALL BEVERAGES LICENSES; REVISING LAWS RELATING TO SUITABLE PREMISES FOR RETAIL LICENSES; PROVIDING THAT AN OUT-OF-STATE BREWERY REGISTERS; REVISING LAWS RELATING TO THE SUITABILITY OF LICENSE APPLICANTS; REVISING LAWS RELATING TO LICENSING QUALIFICATIONS; ADDING NEW ENTITY TYPES THAT CAN BE VETTED FOR LICENSURE AMENDING SECTIONS 16-3-211, 16-3-212, 16-3-214, 16-3-230, 16-3-302, 16-3-311, 16-4-101, 16-4-107, 16-4-314, AND 16-4-401, MCA	Requires out-of-state brewers and beer importers to obtain a registration from the department rather than a license; clarifies who is subject to vetting requirements based on entity type; allows trusts, non-profit organizations, and cooperative associations to be licensed. Allows all-beverage licensees and resort licensees to include to sell alcoholic beverages, for a fee of \$100 each, from another structure constituting the indoor quarters of a hotel or short-term lodging facility, from a structure in the swimming pool area, from 2 permanent structures on a ski hill, and from an additional structure on a golf course that constitutes the clubhouse or primary recreational quarters of the golf course. Allows a retail licensee to lease the kitchen or other specified area within the premises to another business entity without floor-to-ceiling walls or a concession agreement, so long as the other business does not take alcohol orders or serve/deliver alcoholic beverages and a separate point of sale system is used by the other business entity. Allows on-premises consumption beer and wine licensees on a resort to store alcoholic beverages in an alternate alcoholic beverage storage facility and increases the number of those facilities a resort may utilize to 3. Specifies that local government official approval is not required if an alteration does not require a building permit. Allows keg storage and beer lines to be in a noncontiguous area of the premises so long as the licensee can maintain control and adequate safeguards are in place.	On-Premises Retail, Distillery, Beer Wholesalers, Table Wine Distributors & Resort Licensees, Golf Courses/Hotels/Guest Ranches Owning On-Premises Licenses, Noncontiguous Storage Areas, Building/Health/Fire Officials, Non-Licensed Restaurants, Certain License Applications, Building/Health/Fire Officials, Noncontiguous Storage Areas, and Out-of-State Brewery/Beer Importer Registrations	Sections 1-4 & 7: 7/1/2024  Section 8-12: 5/22/2023  Sections 6: 10/1/2023
SB 107	REVISING LAWS RELATING TO CIVIL AMENDING SECTION 27-1-710, MCA; IMMEDIATE EFFECTIVE DATE	Revises laws relating to civil liability for injuries involving alcohol consumption.	Public and All Licensees	5/1/2023
SB 209	REVISING LAWS RELATING TO MONTANA DISTILLERIES AMENDING SECTION 16-4-312, MCA	Requires sample room hours and consumptive hours to be the same for brewers and distillers. Increases the amount of liquor a distillery can sell per person for off-premises consumption to 4.5 liters per person per day.	Distillers	10/1/2023



BILL	TITLE	DESCRIPTION	AFFECTS	EFFECTIVE DATE(S)
SB 264	REVISING LAWS RELATING TO AIRPORT ALL-BEVERAGES LICENSES; ALLOWING A LICENSEE TO LEASE THE AIRPORT ALL-BEVERAGES LICENSE TO UP TO THREE INDIVIDUALS OR ENTITIES; ESTABLISHING PROVISIONS FOR LICENSEES; AMENDING AN AIRPORT'S MINIMUM TOTAL ANNUAL PASSENGERS TO QUALIFY FOR THE LICENSE; ELIMINATING CURBSIDE PICKUP AMENDING SECTIONS 16-3-312 AND 16-4-208, MCA	Decreases the airport service requirement to 5,000 passengers annually. Allows the licensee to lease the airport license to up to three individuals or entities. Prohibits airport licensees from offering curbside pickup.	Airport Licensees	10/1/2023
SB 312	REVISING BREWERY LAWS TO ALLOW FOR COLLABORATION BEERS; ALLOWING BREWERS TO SERVE BEER NOT BREWED ON THE PREMISES IF MADE IN COLLABORATION WITH ANOTHER MONTANA SMALL BREWERY; PROVIDING RESTRICTIONS AMENDING SECTIONS 16-3-213 AND 16-3-214, MCA	Allows brewers to serve in their sample rooms beers that were produced in collaboration with other brewers. No more than 6 distinct beers served per calendar year. Limits the brewer who went to another brewer's premises to produce a collaborated beer to sell not more than 7 barrels or an equal proportion based on the number of participating brewers, whichever is less, in its sample room.	Brewery Licensees	10/1/2023
SJ 30	A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN INTERIM STUDY OF VITICULTURE AND WINE DISTRIBUTION AND LICENSING REGULATION; AND REQUIRING THAT THE FINAL RESULTS OF THE STUDY BE REPORTED TO THE 69TH LEGISLATURE.	Interim study to examine wine production, the marketing of wine, regulatory requirements and constraints in Title 16, and additional licensing opportunities for wine production, manufacturing, and sales.	Wineries, Vineyards, Montana Farmers, Dept. of Agriculture, Dept. of Revenue, Dept. of Commerce	10/1/2023-9/15/2024

## BILLS THAT DID NOT PASS

### ✗ Bill Introduced to Allow 3<sup>RD</sup> Party Delivery of Alcohol

- ✗ It would have allowed Instacart, Uber Eats, etc. to deliver alcoholic beverages.

### ✗ Bill Introduced to Allow Self-Serve Beer/Wine Dispensing Machines

- ✗ It would have allowed beer/wine "walls", usually prepaid with an ounce limit where patrons would pick out and pour their own drink depending on how much they paid.

### ✗ Bill Introduced to Allow Off-Premises Alcohol Delivery

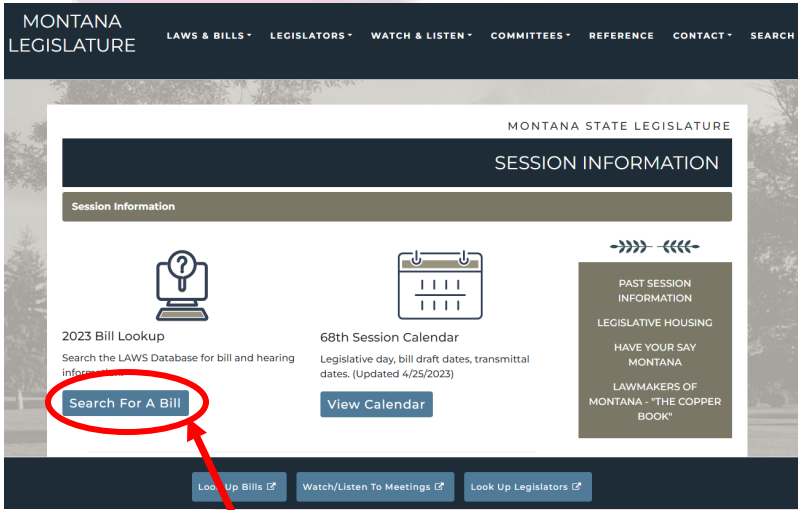
- ✗ It would have allowed grocery stores, convenience stores, etc. to deliver alcoholic beverages.

### ✗ Bill Introduced to Change the Responsible Alcohol Sales and Service (RASS) Program

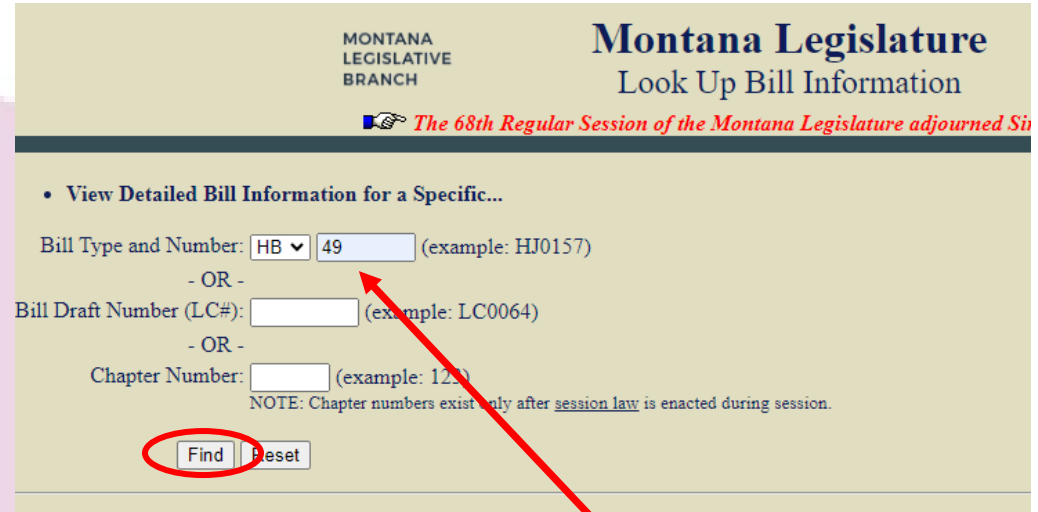
- ✗ It would have required ABCD to certify two training programs. One for on-premises and one for off-premises consumption and shortening training time.

# How to Find a Bill

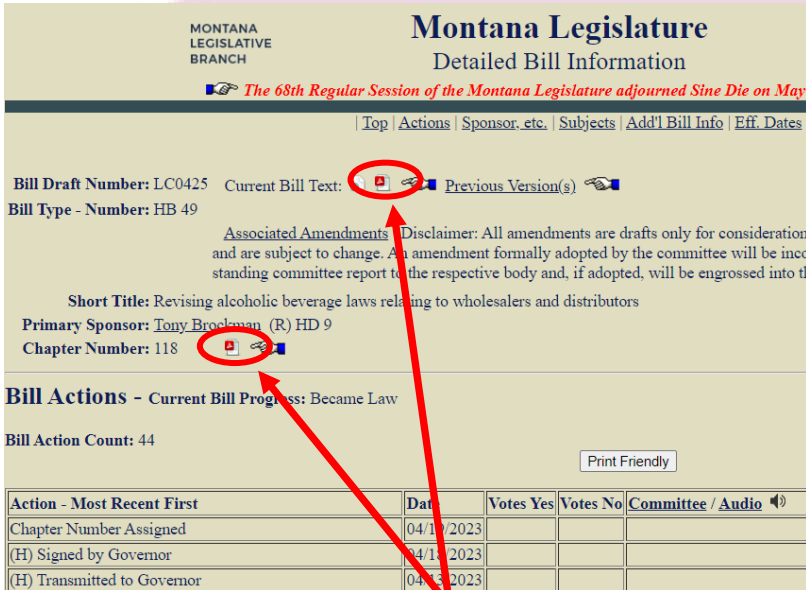
To find more information on a particular bill go to <https://leg.mt.gov/session/>



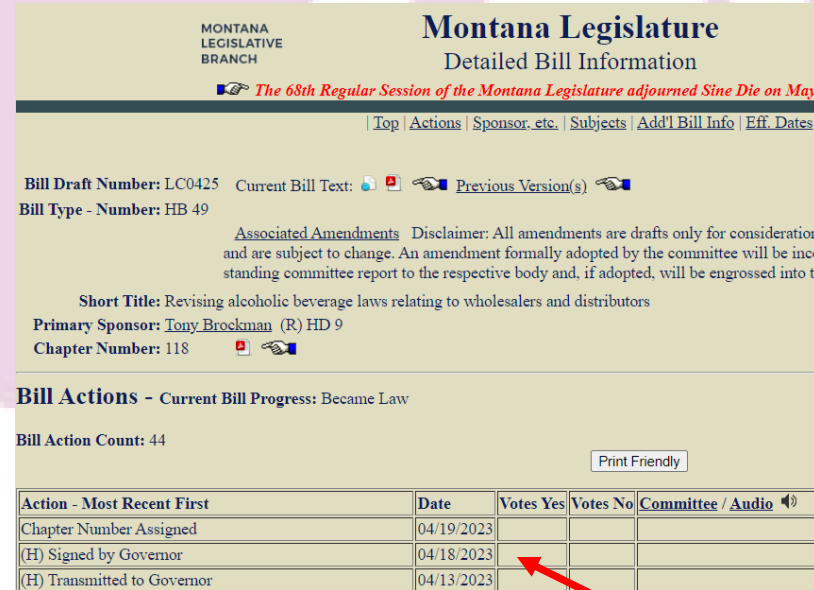
Select "Search For A Bill"



Enter the bill information: HB or SB and then the number and click "Find"

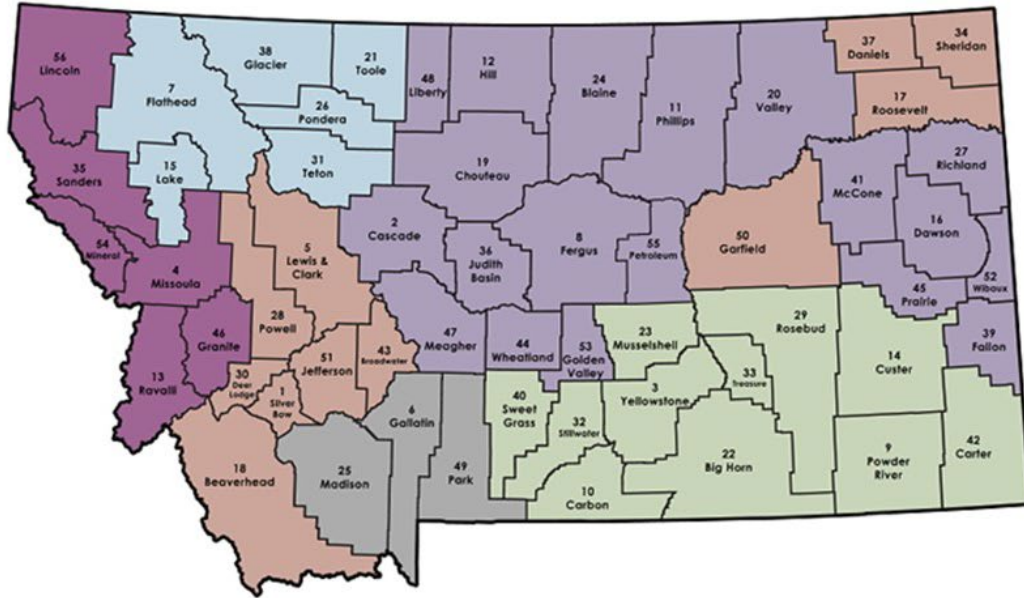


To view the bill text, click on either pdf



The history of the bill is listed in the table

# Have Questions? Call or email us!



## Education and Outreach

- Dacia English** (406) 444-0728 [DEnglish@mt.gov](mailto:DEnglish@mt.gov)
- Kent Haab** (406) 444-4307 [Kent.Haab@mt.gov](mailto:Kent.Haab@mt.gov)
- Lisa Clayborn** (406) 444-6457 [Lisa.Clayborn@mt.gov](mailto:Lisa.Clayborn@mt.gov)

## Agency Stores

- Mickey Carlson** (406)444-0724 [MCarlson@mt.gov](mailto:MCarlson@mt.gov)

## Licensing Specialists

<b>Breanna Gill</b>	(406) 444-0710	<a href="mailto:Breanna.Gill@mt.gov">Breanna.Gill@mt.gov</a>
<b>Lisa Patzer</b>	(406) 444-4332	<a href="mailto:LPatzer@mt.gov">LPatzer@mt.gov</a>
<b>Hunter Heffley</b>	(406) 444-4324	<a href="mailto:Hunter.Heffley@mt.gov">Hunter.Heffley@mt.gov</a>
<b>Nicole Harris</b>	(406) 444-3016	<a href="mailto:Nicole.Harris@mt.gov">Nicole.Harris@mt.gov</a>
<b>Brennan Smith</b>	(406) 444-5871	<a href="mailto:Brennan.Smith@mt.gov">Brennan.Smith@mt.gov</a>
<b>Vickie Zincke</b>	(406) 444-0713	<a href="mailto:VZincke2@mt.gov">VZincke2@mt.gov</a>