

1 HOUSE BILL NO. 20

2 INTRODUCED BY G. HENDRICK

3 BY REQUEST OF THE LAW AND JUSTICE INTERIM COMMITTEE

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5 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING COUNTIES TO ESTABLISH SOCIAL HOST
6 ORDINANCES CONCERNING THE SERVICE OF ALCOHOLIC BEVERAGES TO AND POSSESSION OR
7 CONSUMPTION OF ALCOHOLIC BEVERAGES BY AN UNDERAGE PERSON AT SOCIAL GATHERINGS;
8 AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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12 NEW SECTION. **Section 1. Social host ordinances authorized.** (1) A county governing body may
13 adopt an ordinance concerning the legal responsibility or liability of a social host for a social gathering at which
14 a person under the age established in 16-6-305 is served, possesses, or consumes an alcoholic beverage, as
15 defined in 16-1-106, in violation of 16-6-305 or 45-5-624.

16 (2) The ordinance must establish the definition of a social host and any other definitions the governing
17 body considers necessary for implementation.

18 (3) The ordinance may establish a civil or criminal penalty for violating the ordinance. If the ordinance
19 establishes a criminal offense, the provisions establishing the offense may not conflict with 45-2-103 or 45-2-104.

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21 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
22 integral part of Title 7, chapter 32, part 23, and the provisions of Title 7, chapter 32, part 23, apply to [section 1].

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24 NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

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