

1 SENATE BILL NO. 289

2 INTRODUCED BY R. ZINKE

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4 A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE AMOUNT OF LIQUOR DISTILLED AT A
5 MICRODISTILLERY THAT MAY BE SOLD TO A CUSTOMER FOR OFF-PREMISES CONSUMPTION; AND
6 AMENDING SECTION 16-4-312, MCA."

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

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10 **Section 1.** Section 16-4-312, MCA, is amended to read:

11 **"16-4-312. Domestic distillery.** (1) A distillery located in Montana and licensed pursuant to 16-4-311
12 may:

13 (a) import necessary products in bulk;

14 (b) bottle, produce, blend, store, transport, or export liquor that it produces;

15 (c) perform those operations that are permitted for bonded distillery premises under applicable
16 regulations of the United States department of the treasury.

17 (2) (a) A distillery that is located in Montana and licensed pursuant to 16-4-311 shall sell liquor to the
18 department under this code, and the department shall include the distillery's liquor as a listed product.

19 (b) The distillery may use a common carrier for delivery of the liquor to the department.

20 (c) A distillery that produces liquor within the state under this subsection (2) shall maintain records of
21 all sales and shipments. The distillery shall furnish monthly and other reports concerning quantities and prices
22 of liquor that it ships to the department and other information that the department may determine to be necessary
23 to ensure that distribution of liquor within this state conforms to the requirements of this code.

24 (3) A microdistillery may:

25 (a) provide, with or without charge, not more than 2 ounces of liquor that it produces at the microdistillery
26 to consumers for consumption on the premises between 10 a.m. and 8 p.m. A microdistillery may not sell or give
27 more than 2 ounces of liquor to an individual for on-premises consumption during a business day.

28 (b) sell liquor that it produces at retail at the distillery directly to the consumer for off-premises
29 consumption if:

30 (i) not more than ~~4 liter~~ 1.75 liters a day is sold to an individual; and

1 (ii) the minimum retail price as determined by the department is charged."

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