



Mike Kadas
Director

EXHIBIT 1
DATE 1/15/13
RE Presentation

Montana Department of Revenue



Steve Bullock
Governor

Memorandum

To: House Business and Labor Committee
Senate Business, Labor and Economic Affairs

From: Shauna Helfert *SH*

Date: January 14, 2013

Subject: Response to alcohol beverage control questions received at joint session on January 9, 2013

Dear Legislator,

Thank you for the opportunity to provide background on alcohol beverage control in Montana at your joint session on January 9, 2013. A couple of topics were raised during the presentation that I promised additional information on.

The topic of violations issued to licensees from the liquor control division was discussed and it was requested the department provide the number of violations issued. Please see the chart below detailing the number of violations and the type of violation for the past two few years. The number of violations issued is less than 4% of the number licenses.

	2011	2012
Sales of Minor	143	97
Undisclosed Ownership	13	22
No approval to alter premise	8	5
Serving after hours	4	2
Sales to intoxicated	2	2
Miscellaneous	28	22
Total	198	150

The second topic was how the distance of 5 miles from the corporate limits of any incorporated city for licensing is measured in respect to the licensed business.

Montana law (Montana Code Annotated, 16-4-201 and 16-4-104) determines it must be measured in a straight line from the nearest entrance of the premises proposed for licensing to the nearest corporate boundary of the city or town. The distance measured in a straight line is certified by a certified surveyor who uses aerial photos and measurement tools, including GPS.

I hope that helps complete the additional information requested. If you have further questions, please let me know. I am happy to help.