

HOUSE BILL NO. 362

INTRODUCED BY J. HAMILTON

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A BILL FOR AN ACT ENTITLED: "AN ACT REVISING MICRODISTILLERY LAWS RELATING TO SALES OF ALCOHOL PRODUCED BY THE MICRODISTILLERY; REVISING THE CAP ON AMOUNTS SOLD TO AN INDIVIDUAL FOR ON-PREMISES CONSUMPTION; REVISING THE CAP ON AMOUNTS SOLD FOR OFF-PREMISES CONSUMPTION; REMOVING THE REQUIREMENT THAT ON-PREMISES CONSUMPTION MUST BE COMPLETED BY 8 P.M.; AND AMENDING SECTION 16-4-312, MCA."

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

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

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

- (a) import necessary products in bulk;
- (b) bottle, produce, blend, store, transport, or export liquor that it produces;
- (c) perform those operations that are permitted for bonded distillery premises under applicable regulations of the United States department of the treasury.

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

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

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

(3) A microdistillery may:

(a) provide, with or without charge, not more than ~~2~~ 4 ounces of liquor that it produces at the microdistillery to consumers ~~for consumption~~ on the premises between 10 a.m. and 8 p.m. A microdistillery may not sell or give more than ~~2~~ 4 ounces of liquor to an individual for on-premises consumption during a business day.



