

1 HOUSE BILL NO. 31  
2 INTRODUCED BY R. FITZGERALD  
3 BY REQUEST OF THE DEPARTMENT OF REVENUE  
4

5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING ALCOHOLIC BEVERAGE LAWS RELATED TO  
6 ACADEMIC BREWER LICENSES; ALLOWING A UNIT OF THE MONTANA UNIVERSITY SYSTEM OR A  
7 MONTANA COMMUNITY COLLEGE THAT IS PART OF A COMMUNITY COLLEGE DISTRICT THE ABILITY  
8 TO APPLY FOR AN ACADEMIC BREWER LICENSE; DEFINING "POSTSECONDARY INSTITUTION";  
9 AMENDING SECTION 16-4-314, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
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13 **Section 1.** Section 16-4-314, MCA, is amended to read:

14 **"16-4-314. Academic brewer license under small brewer exception -- ~~Flathead valley~~**  
15 **~~community college or Montana state university-Billings~~--- conditions.** (1) ~~Flathead valley community~~  
16 ~~college or Montana state university-Billings~~ A postsecondary institution may apply for an academic brewer  
17 license under this section that allows the licensee to brew and sell beer to wholesalers as provided in this  
18 section. The academic brewer license:

19 (a) does not allow for the sale of beer at retail and does not allow for the operation of a sample  
20 room as provided in 16-3-213;

21 (b) is limited to production of 10,000 barrels annually;

22 (c) allows for distribution only to wholesalers as provided in 16-3-214;

23 (d) is under the ownership of ~~Flathead valley community college or Montana state university-~~  
24 ~~Billings~~ a postsecondary institution;

25 ~~(e) is not subject to quotas under 16-4-105 or to the provisions of 16-3-306 ;~~

26 ~~(f) may not offer gambling activities;~~

27 (e) may not offer gambling activities;

28 ~~(g)~~(e)(f) is otherwise subject to laws applying to brewery licenses as provided in this code; and

