

HOUSE BILL NO. 70

INTRODUCED BY T. FALK

BY REQUEST OF THE DEPARTMENT OF REVENUE

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING ALCOHOL LAWS PERTAINING TO THE RENEWAL OF LICENSES; REVISING THE RENEWAL STATUTE TO INCLUDE LICENSEES ALREADY SUBJECT TO THE STATUTE; REVISING LAWS RELATING TO THE NONRENEWAL OF A LICENSE BY THE DEPARTMENT; REVISING LAWS RELATING TO PAYMENT OF ANNUAL RENEWAL FEES; AMENDING SECTION 16-4-407, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 16-4-407, MCA, is amended to read:

"16-4-407. ~~Suspension or revocation~~ Renewal and nonrenewal of licenses -- notices of federal permit. (1) Each July 1 or, when applicable, on the licensee's anniversary date, the department shall issue licenses to brewers, wineries, distillers, beer importers, beer wholesalers, table wine distributors, or retailers ~~or for the retail sale of alcoholic beverages~~ on an annual basis ~~upon~~ on receipt of a completed renewal form and payment of the fees prescribed by law.

(2) ~~The licenses are subject to suspension or revocation under 16-4-406 after midnight of June 30 of the succeeding year or 1 year after the anniversary if~~ Subject to the opportunity for a hearing, the department may refuse to renew a license if the licensee no longer qualifies for licensure under 16-4-401, a completed license renewal form has not been received, or the annual renewal fees required by 16-4-501 are not paid by July 1 or, when applicable, the licensee's anniversary date.

(3) The department shall notify each applicant for an original license or renewal that it is the applicant's responsibility to determine if applicable provisions of federal law require the applicant to obtain a permit from a federal agency."

NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval.

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