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**By: Delegates Donoghue and Getty**

Introduced and read first time: February 12, 1996

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 1996

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Alcoholic Beverages - Family Beer and Wine Facility Permit**

3 FOR the purpose of creating and generally providing for a Family Beer and Wine Facility

4 Permit to be issued by the Office of the Comptroller of Maryland.

5 BY repealing and reenacting, with amendments,

6 Article 2B - Alcoholic Beverages

7 Section 1-102(a)(8) and (9) and 2-101(b)(1)(i)3.

8 Annotated Code of Maryland

9 (1994 Replacement Volume and 1995 Supplement)

10 BY adding to

11 Article 2B - Alcoholic Beverages

12 Section 2-101(s)

13 Annotated Code of Maryland

14 (1994 Replacement Volume and 1995 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 2B - Alcoholic Beverages**

18 1-102.

19 (a) (8) "Family beer" means homemade beer produced for home consumption

20 and not for sale AND INCLUDES BEER PRODUCED AT A LICENSED FAMILY BEER AND

21 WINE FACILITY.

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1 (9) "Family wine" means homemade wine produced for home consumption  
2 and not for sale AND INCLUDES WINE PRODUCED AT A LICENSED FAMILY BEER AND  
3 WINE FACILITY.

4 2-101.

5 (b) (1) (i) The Office of the Comptroller shall collect a fee for the issuance or  
6 renewal of the following permits:

7 3. \$100 for a public storage and transportation permit, a  
8 nonresident dealer permit, [or] a bulk transfer permit, OR A FAMILY BEER AND WINE  
9 FACILITY PERMIT.

10 (S) (1) IN THIS SUBSECTION, "PERMIT" MEANS A FAMILY BEER AND WINE  
11 FACILITY PERMIT.

12 (2) A PERMIT AUTHORIZES THE HOLDER TO ESTABLISH A FACILITY  
13 FOR THE PRODUCTION OF FAMILY BEER OR WINE BY NONLICENSED STATE  
14 CONSUMERS WHO ARE OF LEGAL DRINKING AGE.

15 (3) THE PERMIT HOLDER MAY PROVIDE EQUIPMENT, RAW MATERIALS,  
16 AND INSTRUCTIONS TO THE CONSUMER BUT, EXCEPT FOR BEER OR WINE  
17 PRODUCED FOR TESTING EQUIPMENT OR RECIPES. THE PERMIT HOLDER MAY NOT  
18 ENGAGE IN THE ACTUAL PRODUCTION OR MANUFACTURE OF BEER OR WINE.

19 (4) ALL FAMILY BEER AND WINE PRODUCED AT A FAMILY BEER AND  
20 WINE FACILITY SHALL BE REMOVED FROM THE PREMISES BY THE CONSUMER. IT  
21 MAY ONLY BE USED FOR HOME CONSUMPTION AND THE PERSONAL USE OF THE  
22 CONSUMER.

23 (5) THE OFFICE OF THE COMPTROLLER MAY RESTRICT A FAMILY BEER  
24 AND WINE FACILITY PERMIT TO THE PRODUCTION OF EITHER FAMILY PRODUCED  
25 BEER OR FAMILY PRODUCED WINE.

26 (6) THE HOLDER OF A PERMIT MAY NOT SIMULTANEOUSLY HOLD ANY  
27 OTHER LICENSE ISSUED PURSUANT TO THIS ARTICLE.

28 (7) THE OFFICE OF THE COMPTROLLER MAY PROMULGATE  
29 REGULATIONS REGARDING LIMITS ON THE QUANTITIES PRODUCED,  
30 REQUIREMENTS FOR RECORD KEEPING, AND ANY OTHER ACTIVITIES THAT RELATE  
31 TO THE OPERATION OF A FAMILY BEER AND WINE FACILITY.

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
33 June 1, 1996.

