

---

By: **St. Mary's County Delegation**  
Introduced and read first time: January 16, 2002  
Assigned to: Economic Matters

---

Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 12, 2002

---

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **St. Mary's County - Alcoholic Beverages - Wine Festival License**

3 FOR the purpose of authorizing the Alcoholic Beverages Board of St. Mary's County to  
4 issue a special wine festival (WF) license; establishing certain requirements for  
5 license applicants and for holders of special wine festival licenses; establishing  
6 the scope of the license; placing certain restrictions on the way wine is sold and  
7 displayed; establishing a certain fee; specifying that a licensee is not prohibited  
8 from holding a certain other license; requiring the Alcoholic Beverages Board to  
9 approve the time and location of wine festivals under certain circumstances;  
10 requiring the Alcoholic Beverages Board to adopt regulations; and generally  
11 relating to wine festivals in St. Mary's County.

12 BY adding to  
13 Article 2B - Alcoholic Beverages  
14 Section 8-312.1  
15 Annotated Code of Maryland  
16 (2001 Replacement Volume)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article 2B - Alcoholic Beverages**

20 8-312.1.

21 (A) THE ALCOHOLIC BEVERAGES BOARD OF ST. MARY'S COUNTY MAY ISSUE A  
22 SPECIAL WINE FESTIVAL (WF) LICENSE.

1 (B) NOTWITHSTANDING ANY OTHER PROVISION TO THE CONTRARY, AN  
 2 APPLICANT FOR A SPECIAL WF LICENSE SHALL BE A HOLDER OF AN EXISTING  
 3 RETAIL ALCOHOLIC BEVERAGES LICENSE ISSUED IN THE STATE AUTHORIZING THE  
 4 SALE OF WINE, A STATE CLASS 3 WINERY LICENSE, OR A STATE CLASS 4 WINERY  
 5 LICENSE ISSUED UNDER THIS ARTICLE.

6 (C) ~~A HOLDER OF A SPECIAL WF LICENSE ENTITLES THE HOLDER TO DISPLAY~~  
 7 ~~AND SELL AT RETAIL WINE FOR CONSUMPTION ON OR OFF THE LICENSED PREMISES~~  
 8 ~~ON THE DAYS AND FOR THE HOURS DESIGNATED FOR THE WINE FESTIVAL IN ST.~~  
 9 ~~MARY'S COUNTY SHALL ONLY DISPLAY AND SELL WINE:~~

10 (1) THAT IS:

11 (I) MANUFACTURED AND PROCESSED IN ANY STATE;

12 (II) PRICE FILED IN ACCORDANCE WITH REGULATIONS ADOPTED  
 13 BY THE COMPTROLLER; AND

14 (III) DISTRIBUTED IN THE STATE AT THE TIME THE APPLICATION IS  
 15 FILED;

16 (2) AT RETAIL FOR CONSUMPTION ON OR OFF THE LICENSED PREMISES  
 17 ON THE DAYS AND FOR THE HOURS DESIGNATED FOR THE FESTIVAL; AND

18 (3) THAT IS MANUFACTURED AND PROCESSED IN ANY STATE AT RETAIL  
 19 FOR CONSUMPTION OFF THE LICENSED PREMISES ON THE DAYS AND HOURS  
 20 DESIGNATED FOR THE FESTIVAL.

21 (D) THE LICENSE FEE IS \$15.

22 (E) THIS SECTION DOES NOT PROHIBIT THE ~~LICENSEE~~ HOLDER OF A SPECIAL  
 23 WF LICENSE FROM HOLDING ANOTHER ALCOHOLIC BEVERAGES LICENSE OF A  
 24 DIFFERENT CLASS OR NATURE.

25 (F) THE ALCOHOLIC BEVERAGES BOARD OF ST. MARY'S COUNTY:

26 (1) SHALL APPROVE ONE WEEKEND ANNUALLY FOR THE WINE  
 27 FESTIVAL; ~~AND~~

28 (2) SHALL APPROVE A LOCATION IN ST. MARY'S COUNTY FOR THIS  
 29 FESTIVAL THAT ~~DOES IS NOT HOLD AN ALCOHOLIC BEVERAGES LICENSE LICENSED~~  
 30 UNDER THIS ARTICLE; AND

31 (3) SHALL ENSURE THAT THE PRIMARY FOCUS OF THE FESTIVAL IS THE  
 32 PROMOTION OF MARYLAND WINE.

33 (G) THE ALCOHOLIC BEVERAGES BOARD OF ST. MARY'S COUNTY SHALL ADOPT  
 34 REGULATIONS FOR CARRYING OUT THIS SECTION.

35 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
 36 July 1, 2002.

