

SENATE BILL 9

A1

(PRE-FILED)

8lr0898
CF HB 339

By: **Senator Rosapepe**

Requested: October 16, 2007

Introduced and read first time: January 9, 2008

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 20, 2008

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Beer Keg Sales –**
3 **Registration Form**

4 FOR the purpose of ~~requiring a person who sells beer in kegs at retail to write certain~~
5 ~~information about the purchaser on the registration form that the purchaser~~
6 ~~must complete and sign before the keg is sold or otherwise transferred~~ requiring
7 a person who sells beer in kegs at retail in Prince George's County to complete
8 certain registration forms with certain information about the purchaser of the
9 beer kegs and to record on the copy of the registration form retained by the keg
10 licensee the purchaser's identification number and the date the purchaser's
11 identification number was issued; making a stylistic change; defining a certain
12 term; and generally relating to the registration forms that accompany the sale
13 of beer in kegs in Prince George's County.

14 BY renumbering

15 Article 2B – Alcoholic Beverages
16 Section 21–106(c), (d), (e), and (f), respectively
17 to be Section 21–106(d), (e), (f), and (g), respectively
18 Annotated Code of Maryland
19 (2005 Replacement Volume and 2007 Supplement)

20 BY repealing and reenacting, without amendments,

21 Article 2B – Alcoholic Beverages
22 Section 21–106(a)
23 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (2005 Replacement Volume and 2007 Supplement)

2 BY repealing and reenacting, with amendments,
 3 Article 2B – Alcoholic Beverages
 4 Section 21–106(b)
 5 Annotated Code of Maryland
 6 (2005 Replacement Volume and 2007 Supplement)

7 BY adding to
 8 Article 2B – Alcoholic Beverages
 9 Section 21–106(c)
 10 Annotated Code of Maryland
 11 (2005 Replacement Volume and 2007 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 13 MARYLAND, That ~~the Laws of Maryland read as follows:~~ Section(s) 21–106(c), (d), (e),
 14 and (f), respectively, of Article 2B – Alcoholic Beverages of the Annotated Code of
 15 Maryland be renumbered to be Section(s) 21–106(d), (e), (f), and (g), respectively.

16 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
 17 read as follows:

18 **Article 2B – Alcoholic Beverages**

19 21–106.

20 (a) (1) In this section the following words have the meanings indicated.

21 (2) “Keg” means a container of beer with a capacity of at least 4
 22 gallons, which is designed to dispense beer directly from the container.

23 (3) “Keg licensee” means a person that holds an alcoholic beverages
 24 license that authorizes that person to sell beer in kegs at retail.

25 (b) A keg licensee may not sell or otherwise transfer, or offer to sell or
 26 otherwise transfer the contents of a keg for consumption off–premises unless:

27 (1) The keg licensee provides to the purchaser a keg registration form
 28 approved and distributed by the State Comptroller that is designed to be affixed to the
 29 keg and that indicates the name and address of the licensed establishment and a
 30 registration number;

31 (2) ~~The~~ **EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS**
 32 **SECTION, THE** purchaser provides identification and completes and signs a
 33 registration form with the following information:

1 (i) The purchaser's name and address as shown on the
2 identification produced; and

3 (ii) The date of purchase; ~~and~~

4 ~~(3) THE KEG LICENSEE WRITES ON THE REGISTRATION FORM~~
5 ~~THE IDENTIFYING NUMBER OF THE PURCHASER'S:~~

6 ~~(I) DRIVER'S LICENSE;~~

7 ~~(II) PASSPORT; OR~~

8 ~~(III) MILITARY IDENTIFICATION CARD; AND~~

9 ~~(3)(4)~~ The KEG licensee affixes the completed registration form to
10 the keg and retains a copy of the form for 30 days on the licensed premises.

11 (C) (1) IN THIS SUBSECTION, "IDENTIFICATION NUMBER" MEANS
12 THE IDENTIFYING NUMBER:

13 (I) ON THE PURCHASER'S DRIVER'S LICENSE;

14 (II) IF THE PURCHASER IS A RESIDENT OF THE STATE, ON
15 THE PURCHASER'S IDENTIFICATION CARD AS PROVIDED FOR IN THE
16 TRANSPORTATION ARTICLE;

17 (III) IF THE PURCHASER IS NOT A RESIDENT OF THE STATE,
18 ON THE PURCHASER'S IDENTIFICATION CARD THAT IS ISSUED BY THE
19 PURCHASER'S HOME STATE OR JURISDICTION; OR

20 (IV) THE IDENTIFICATION NUMBER ON A UNITED STATES
21 MILITARY IDENTIFICATION CARD.

22 (2) IN PRINCE GEORGE'S COUNTY:

23 (I) THE KEG LICENSEE SHALL COMPLETE A REGISTRATION
24 FORM WITH:

25 1. THE PURCHASER'S NAME;

26 2. THE DATE OF PURCHASE; AND

27 3. THE ADDRESS OF THE PURCHASER AS SHOWN ON
28 THE IDENTIFICATION PRODUCED OR, IF THE PERSON PROVIDES A UNITED

1 STATES MILITARY IDENTIFICATION CARD AS IDENTIFICATION, THE ADDRESS
2 THAT THE PURCHASER PROVIDES;

3 (II) THE PURCHASER SHALL SIGN THE COMPLETED
4 REGISTRATION FORM; AND

5 (III) THE KEG LICENSEE SHALL RECORD ON THE COPY OF
6 THE REGISTRATION FORM RETAINED BY THE KEG LICENSEE THE PURCHASER'S
7 IDENTIFICATION NUMBER AND THE DATE THAT THE PURCHASER'S
8 IDENTIFICATION WAS ISSUED.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 July 1, 2008.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.