

Chapter 372

(House Bill 996)

AN ACT concerning

St. Mary's County – Alcoholic Beverages – Beer Festival License

FOR the purpose of authorizing the Alcoholic Beverage Board of St. Mary's County to issue a special beer festival (BF) license; establishing certain requirements for license applicants and for holders of special beer festival licenses; establishing a certain fee; specifying that a licensee is not prohibited from holding a certain other license; requiring the Alcoholic Beverage Board to approve the time and location of a beer festival subject to certain limitations and to ensure a certain primary focus for a beer festival; requiring the Alcoholic Beverage Board to adopt certain regulations; and generally relating to beer festivals in St. Mary's County.

BY adding to

Article 2B – Alcoholic Beverages

Section 8–806

Annotated Code of Maryland

(2005 Replacement Volume and 2010 Supplement)

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

Article 2B – Alcoholic Beverages

8–806.

(A) THE ALCOHOLIC BEVERAGE BOARD OF ST. MARY'S COUNTY MAY ISSUE A SPECIAL BEER FESTIVAL (BF) LICENSE.

(B) NOTWITHSTANDING ANY OTHER LAW, AN APPLICANT FOR A SPECIAL BF LICENSE SHALL BE A HOLDER OF AN EXISTING RETAIL ALCOHOLIC BEVERAGES LICENSE ISSUED IN THE STATE AUTHORIZING THE SALE OF BEER, A STATE CLASS 5 BREWERY LICENSE, A STATE CLASS 6 PUB–BREWERY LICENSE, OR A STATE CLASS 7 MICRO–BREWERY LICENSE.

(C) A HOLDER OF A SPECIAL BF LICENSE SHALL DISPLAY AND SELL ONLY BEER THAT IS:

(1) MANUFACTURED AND PROCESSED IN ANY STATE;

(2) PRICE FILED IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE COMPTROLLER;

(3) DISTRIBUTED IN THE STATE AT THE TIME THE APPLICATION IS FILED; AND

(4) SOLD AT RETAIL ON THE DAYS AND FOR THE HOURS DESIGNATED FOR THE FESTIVAL FOR CONSUMPTION ON OR OFF THE LICENSED PREMISES.

(D) THE LICENSE FEE IS \$15.

(E) THIS SECTION DOES NOT PROHIBIT THE HOLDER OF A SPECIAL BF LICENSE FROM HOLDING ANOTHER ALCOHOLIC BEVERAGES LICENSE OF A DIFFERENT CLASS OR NATURE.

(F) THE ALCOHOLIC BEVERAGE BOARD OF ST. MARY'S COUNTY SHALL:

(1) APPROVE ONE WEEKEND ANNUALLY FOR THE BEER FESTIVAL THAT DOES NOT FALL ON THE DATES CHOSEN FOR THE SOTTERLEY WINE FESTIVAL;

(2) APPROVE A LOCATION IN HISTORIC ST. MARY'S CITY FOR THIS FESTIVAL; AND

(3) ENSURE THAT THE PRIMARY FOCUSES OF THE FESTIVAL ARE BOTH THE PROMOTION OF MARYLAND BEER AND TOURISM IN HISTORIC ST. MARY'S CITY.

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

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2011.

Approved by the Governor, May 10, 2011.