

SENATE BILL 420

A2

(4lr2278)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Economic Matters* —

Introduced by **Senator Edwards**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Alcoholic Beverages – Garrett County – Beer Festival Licenses**

3 FOR the purpose of *adding a holder of a Class 8 farm brewery license to the list of*
4 *applicants eligible for a beer festival license in Garrett County;* authorizing a
5 holder of a beer festival license in Garrett County to display and sell beer that is
6 manufactured and processed in any state and distributed in Maryland when the
7 application for the beer festival license is filed; *making a technical correction;*
8 *making certain conforming changes;* and generally relating to beer festival
9 licenses in Garrett County.

10 BY repealing and reenacting, with amendments,
11 Article 2B – Alcoholic Beverages
12 Section 8–807
13 Annotated Code of Maryland
14 (2011 Replacement Volume and 2013 Supplement)

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.

Italics indicate opposite chamber/conference committee amendments.



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

3 **Article 2B – Alcoholic Beverages**

4 8–807.

5 (a) In this section, “Board” means the Garrett County Board of License
6 Commissioners.

7 (b) This section applies only in Garrett County.

8 (c) The Board may issue annually not more than two beer festival licenses.

9 (d) Notwithstanding any other provision of this article, an applicant for a
10 festival license shall be a holder of a:

11 (1) Retail alcoholic beverages license issued by the Board;

12 (2) Class 5 brewery license;

13 (3) Class 6 pub–brewery license; ~~or~~

14 (4) Class 7 micro–brewery license; **OR**

15 **(5) CLASS 8 FARM BREWERY LICENSE.**

16 (e) A holder of a beer festival license may:

17 (1) Only display and sell beer that is:

18 (i) Manufactured and processed in [the State] **ANY STATE**; and

19 (ii) Distributed in the State when the application is filed; and

20 (2) Display and sell beer at retail for consumption on or off the
21 licensed premises on the days and for the hours designated for a beer festival.

22 (f) For a beer festival license, the Board shall:

23 (1) Establish a fee;

24 (2) Approve a fixed period of time for the festival of up to 2 consecutive
25 days, excluding Sunday; and

1 (3) Approve a festival location in the County for which a license has
2 not been issued.

3 (g) (1) A product to be displayed and sold at a beer festival shall be:

4 (i) Invoiced to the holder of the beer festival license by a
5 licensed State wholesaler or holder of a Class 5 brewery license, Class 6 pub–brewery
6 license ~~or Class 6~~, **CLASS 7** micro–brewery license, **OR CLASS 8 FARM BREWERY**
7 **LICENSE**; and

8 (ii) Delivered to the beer festival from the licensed premises of
9 the wholesaler.

10 (2) When a beer festival license is issued, a holder of a wholesaler’s
11 license, a Class 5 brewery license, a Class 6 pub–brewery license, ~~or~~ a Class 7
12 micro–brewery license, **OR A CLASS 8 FARM BREWERY LICENSE** may enter into an
13 agreement with the holder of the beer festival license to deliver beer 2 days before the
14 effective date of the beer festival license and to accept returns not later than 2 days
15 after the expiration date of the beer festival license.

16 (h) A beer festival license issued for a location at which Sunday sales are
17 allowed under § 11–512(c) of this article authorizes Sunday sales:

18 (1) To begin at 1 p.m.; and

19 (2) To be made without a consumer placing an order for a meal
20 simultaneously or before placing an order for an alcoholic beverage.

21 (i) The Board shall adopt regulations to carry out this section.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 July 1, 2014.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.