

SENATE BILL 561

A2

4r2353
CF HB 210

By: **Carroll County Senators**

Introduced and read first time: January 29, 2014

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County – Alcoholic Beverages – Refillable Container Permit**

3 FOR the purpose of creating in Carroll County a refillable container permit;
4 authorizing the Board of License Commissioners to issue the permit to a holder
5 of certain classes of alcoholic beverages licenses issued by the Board; specifying
6 that a holder of the permit may sell draft beer for consumption off the licensed
7 premises in a certain refillable container; requiring a refillable container to
8 meet certain requirements; requiring an applicant for the permit to complete a
9 certain form and pay a certain fee; requiring that certain applicants meet
10 certain advertising, posting of notice, and public hearing requirements;
11 specifying the term of the permit; specifying the hours of sale for the permit;
12 allowing a holder of the permit to refill only a refillable container that was
13 branded by a permit holder; requiring the Board to adopt certain regulations;
14 and generally relating to alcoholic beverages in Carroll County.

15 BY adding to

16 Article 2B – Alcoholic Beverages

17 Section 8–207

18 Annotated Code of Maryland

19 (2011 Replacement Volume and 2013 Supplement)

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

22 **Article 2B – Alcoholic Beverages**

23 **8–207.**

24 **(A) THIS SECTION APPLIES ONLY IN CARROLL COUNTY.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 1. COMPLETE THE FORM THAT THE BOARD
2 PROVIDES; AND

3 2. PAY AN ANNUAL PERMIT FEE OF:

4 A. \$500 FOR AN APPLICANT WHOSE ALCOHOLIC
5 BEVERAGES LICENSE DOES NOT HAVE AN OFF-SALE PRIVILEGE; OR

6 B. \$50 FOR AN APPLICANT WHOSE ALCOHOLIC
7 BEVERAGES LICENSE HAS AN OFF-SALE PRIVILEGE; AND

8 (ii) AN APPLICANT WHO HOLDS A PERMIT WITHOUT AN
9 OFF-SALE PRIVILEGE SHALL MEET THE SAME ADVERTISING, POSTING OF
10 NOTICE, AND PUBLIC HEARING REQUIREMENTS AS THOSE FOR THE PERMIT
11 THAT THE APPLICANT HOLDS.

12 (6) THE TERM OF A REFILLABLE CONTAINER PERMIT ISSUED TO
13 A SUCCESSFUL APPLICANT IS THE SAME AS THAT OF THE LICENSE THAT THE
14 APPLICANT HOLDS.

15 (7) THE HOURS OF SALE FOR A REFILLABLE CONTAINER PERMIT:

16 (i) BEGIN AT THE SAME TIME AS THOSE FOR THE LICENSE
17 ALREADY HELD BY THE PERSON TO WHOM THE REFILLABLE CONTAINER
18 PERMIT IS ISSUED; AND

19 (ii) END AT MIDNIGHT.

20 (8) A PERMIT HOLDER MAY REFILL ONLY A REFILLABLE
21 CONTAINER THAT WAS BRANDED BY A PERMIT HOLDER.

22 (9) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS
23 SUBSECTION.

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