

# SENATE BILL 348

A2

5lr1642  
CF HB 525

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By: **Senator Edwards**

Introduced and read first time: February 6, 2015

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 6, 2015

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Alcoholic Beverages – Allegany County – Special Beer Festival License**

3 FOR the purpose of authorizing the Board of License Commissioners for Allegany County  
4 to issue a special beer festival license for certain purposes; authorizing the holder of  
5 the license to display and sell beer for consumption on or off certain premises on  
6 certain days and hours subject to certain limitations; requiring the holder to hold a  
7 certain other license; providing for the license fee; authorizing the Board to approve  
8 a certain number of weekends each year for the festival; requiring the Board to  
9 approve certain premises for the festival; prohibiting a holder from selling certain  
10 beverages under certain circumstances; providing that the license does not prohibit  
11 the license holder from holding certain other licenses; requiring the Board to adopt  
12 certain regulations; providing for the application of this Act; defining a certain term;  
13 and generally relating to beer festivals in Allegany County.

14 BY adding to

15 Article 2B – Alcoholic Beverages

16 Section 8–810

17 Annotated Code of Maryland

18 (2011 Replacement Volume and 2014 Supplement)

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

21 **Article 2B – Alcoholic Beverages**

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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 **8-810.**

2 (A) IN THIS SECTION, "BOARD" MEANS THE BOARD OF LICENSE  
3 COMMISSIONERS FOR ALLEGANY COUNTY.

4 (B) THIS SECTION APPLIES ONLY IN ALLEGANY COUNTY.

5 (C) THE BOARD MAY ISSUE A SPECIAL BEER FESTIVAL LICENSE.

6 (D) (1) A SPECIAL BEER FESTIVAL LICENSE ENTITLES THE HOLDER TO  
7 DISPLAY AND SELL AT RETAIL BEER FOR CONSUMPTION ON OR OFF THE LICENSED  
8 PREMISES ON THE DAYS AND FOR THE HOURS DESIGNATED FOR THE SPECIAL BEER  
9 FESTIVAL IN THE COUNTY.

10 (2) ON SUNDAYS, SALE OF BEER FOR CONSUMPTION:

11 (I) ON THE LICENSED PREMISES MAY BEGIN AT 1:00 P.M.; AND

12 (II) OFF THE LICENSED PREMISES IS PROHIBITED.

13 (E) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, AN  
14 APPLICANT FOR A SPECIAL BEER FESTIVAL LICENSE SHALL BE THE HOLDER OF A:

15 (1) RETAIL ALCOHOLIC BEVERAGES LICENSE IN THE STATE;

16 (2) CLASS 5 MANUFACTURER'S LICENSE;

17 (3) CLASS 7 MICRO-BREWERY LICENSE; OR

18 (4) CLASS 8 FARM BREWERY LICENSE.

19 (F) THE LICENSE FEE IS \$100 FOR EACH DAY.

20 (G) (1) THE BOARD MAY APPROVE 4 WEEKENDS EACH YEAR FOR THE  
21 SPECIAL BEER FESTIVAL.

22 (2) THE BOARD SHALL APPROVE AS PREMISES FOR THE SPECIAL  
23 BEER FESTIVAL:

24 (I) A NONLICENSED PREMISES IN THE COUNTY; OR

1                   **(II) SUBJECT TO SUBSECTION (H) OF THIS SECTION, LICENSED**  
2 **PREMISES IN THE COUNTY OF A HOLDER OF AN ON-SALE ALCOHOLIC BEVERAGES**  
3 **LICENSE.**

4           **(H) IF A SPECIAL BEER FESTIVAL IS HELD ON LICENSED PREMISES UNDER**  
5 **SUBSECTION (G)(2)(II) OF THIS SECTION, THE LICENSE HOLDER MAY NOT SELL ANY**  
6 **ALCOHOLIC BEVERAGES DURING THE SPECIAL BEER FESTIVAL UNDER THE**  
7 **UNDERLYING ON-SALE ALCOHOLIC BEVERAGES LICENSE.**

8           **(I) THIS SECTION DOES NOT PROHIBIT THE LICENSE HOLDER FROM**  
9 **HOLDING ANY OTHER ALCOHOLIC BEVERAGES LICENSE UNDER THIS ARTICLE.**

10           **(J) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION.**

11           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
12 1, 2015.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.