

## Article - Alcoholic Beverages

[Previous][Next]

§2–105.

(a) In this section, “limited permit holder” means a person who holds a brewing company off–site permit and also holds a manufacturer’s license for:

- (1) A Class 5 brewery that produces less than 3,000 barrels a year;
- (2) A Class 7 micro–brewery that produces less than 3,000 barrels a year;

or

- (3) A Class 8 farm brewery.

(b) There is a brewing company off–site permit.

(c) The Office of the Comptroller may issue the permit to:

- (1) A Class 5 brewery;
- (2) A Class 7 micro–brewery; or
- (3) A Class 8 farm brewery.

(d) During an event listed in subsection (f) of this section, a limited permit holder may:

(1) Provide to a consumer a sample that has been produced by the limited permit holder and that may not exceed 1 fluid ounce for each brand;

(2) Sell to a consumer up to 288 ounces of beer that has been produced by the limited permit holder for off–premises consumption; and

(3) Except for farmers’ markets listed in subsection (f) of this section, sell to a consumer up to 288 ounces of beer that is produced by the limited permit holder for on– and off–premises consumption.

(e) While selling beer or providing samples at a farmers’ market as provided in subsection (f) of this section, a limited permit holder shall have an agent present who is certified by an approved alcohol awareness program.

(f) Except as otherwise authorized under subsection (g) of this section, a limited permit holder may use the brewing company off–site permit only:

- (1) During the Montgomery County Agricultural Fair;
- (2) During the Maryland State Agricultural Fair;

- (3) During the Frederick County Agricultural Fair;
- (4) One night each week from June through November at the North Beach Friday Night Farmers' Market;
- (5) For up to seven events, at an event that has as its major purpose an activity:
  - (i) That is other than the sale and promotion of alcoholic beverages; and
  - (ii) For which the participation of a brewing company is a subordinate activity; and
- (6) At other farmers' markets that are listed on the Farmers' Market Directory of the Maryland Department of Agriculture.
- (g) A person that holds a brewing company off-site permit may use the permit at a nonprofit beer festival that:
  - (1) Has as its primary purpose the promotion of Maryland beer; and
  - (2) Is authorized by a local licensing board under § 2-106 of this subtitle.
- (h) The term of a brewing company off-site permit is 1 year.
- (i) An applicant shall:
  - (1) Submit to the Office of the Comptroller a completed application on a form that the Office of the Comptroller provides; and
  - (2) Pay a fee of \$100 for the brewing company off-site permit.
- (j) (1) No later than the 20th day of the month preceding the off-site event, the permit holder shall notify the Office of the Comptroller of the permit holder's intention to attend an off-site event.
  - (2) The notice shall be on a form that the Office of the Comptroller provides.
- (k) The Comptroller may adopt regulations to require the permit holder to notify the board of license commissioners in the county where the event is being held of the permit holder's intention to attend an off-site event.

[Previous][Next]