

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 630  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Permit” insert “and Liquor Festival Permit”; in line 3, strike “the Office of”; in line 4, strike “manufacturer’s” and substitute “distillery license or a Class 9 limited distillery”; in line 6, after “that” insert “distillery off-site”; in line 7, after the first “the” insert “distillery off-site”; in the same line, after the third “the” insert “distillery off-site”; in line 8, after “liquor” insert “at certain events”; in line 10, after “program;” insert “requiring the distillery off-site permit holder to notify the Comptroller of the permit holder’s intention to attend an event within a time period that the Comptroller determines; requiring that the notice be on a certain form; authorizing the Comptroller to adopt certain regulations; authorizing the Comptroller to issue a liquor festival permit to a certain organization; providing that the permit authorizes the permit holder to conduct a liquor festival for a certain time and purchase liquor at wholesale for certain purposes; requiring the liquor festival permit holder to provide space at a liquor festival for holders of distillery off-site permits; providing that a holder of a distillery off-site permit that attends a liquor festival may provide liquor to a consumer in a certain manner; authorizing the liquor festival permit holder to provide or sell at a liquor festival only certain alcoholic beverages; allowing a liquor sample to be served that is blended with certain products; requiring that the liquor festival permit holder have present at all times at least two individuals who are certified by an approved alcohol awareness program; requiring an applicant for a liquor festival permit to submit an application to the Comptroller before a certain time; requiring that the application be on a certain form and contain certain information; requiring a holder of a liquor festival permit to provide the Comptroller with a certain list before a certain time; establishing a fee for a liquor festival permit;”; in the same line, strike “liquor and” and substitute “liquor;”; in the same line, after “permits” insert “, and liquor festival permits”; and strike in their entirety lines 11 through 15, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

(Over)

**SB0630/744437/1 Education, Health, and Environmental Affairs Committee  
Amendments to SB 630  
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Article – Alcoholic Beverages

The part designation “Part IV. Beer, Wine, and Liquor Permits” immediately  
preceding Section 2-129

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 2-129

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section 2-132.1 and 2-132.2

Annotated Code of Maryland

(As enacted by Chapter \_\_\_\_ (S.B. 724) of the Acts of the General Assembly of 2016)”.

AMENDMENT NO. 2

On page 1, in line 18, strike “2B”.

On pages 1 and 2, strike in their entirety the lines beginning with line 19 on page 1 through line 28 on page 2, inclusive, and substitute:

“Part IV. Beer [and Wine], WINE, AND LIQUOR Permits.

2-129.

This part applies statewide.

2-132.1.

**(A) THERE IS A DISTILLERY OFF-SITE PERMIT.**

**(B) THE COMPTROLLER MAY ISSUE THE PERMIT TO A HOLDER OF A CLASS 1 DISTILLERY LICENSE OR A CLASS 9 LIMITED DISTILLERY LICENSE THAT MEETS THE REQUIREMENTS OF THIS SECTION.**

**(C) DURING AN EVENT LISTED IN SUBSECTION (E) OF THIS SECTION, THE PERMIT HOLDER MAY:**

**(1) PROVIDE TO A CONSUMER NOT MORE THAN FOUR LIQUOR SAMPLES THAT:**

**(I) HAVE BEEN PRODUCED BY THE PERMIT HOLDER; AND**

**(II) DO NOT EXCEED ONE-QUARTER OF 1 FLUID OUNCE FOR EACH OFFERING; AND**

**(2) SELL TO A CONSUMER LIQUOR THAT HAS BEEN PRODUCED BY THE PERMIT HOLDER FOR OFF-PREMISES CONSUMPTION.**

**(D) WHILE SELLING LIQUOR OR PROVIDING SAMPLES OF LIQUOR AT AN EVENT, THE PERMIT HOLDER SHALL HAVE PRESENT AT LEAST ONE INDIVIDUAL WHO IS CERTIFIED BY AN APPROVED ALCOHOL AWARENESS PROGRAM.**

**(E) THE PERMIT MAY BE USED AT THE FOLLOWING EVENTS:**

**(1) THE FREDERICK COUNTY AGRICULTURAL FAIR;**

**(2) THE MARYLAND STATE AGRICULTURAL FAIR;**

(Over)

(3) THE MONTGOMERY COUNTY AGRICULTURAL FAIR;

(4) THE NORTH BEACH FRIDAY NIGHT FARMERS' MARKET AND FOUR OTHER FARMERS' MARKETS THAT ARE LISTED ON THE FARMERS' MARKET DIRECTORY OF THE MARYLAND DEPARTMENT OF AGRICULTURE;

(5) A LIQUOR FESTIVAL UNDER § 2-132.2 OF THIS SUBTITLE; AND

(6) NOT MORE THAN SIX OTHER EVENTS IN A YEAR THAT HAVE AS THE MAJOR PURPOSE OF THE EVENT AN ACTIVITY:

(I) THAT IS OTHER THAN THE SALE AND PROMOTION OF ALCOHOLIC BEVERAGES; AND

(II) FOR WHICH THE PARTICIPATION OF A DISTILLERY IS A SUBORDINATE ACTIVITY.

(F) AN APPLICANT FOR A PERMIT SHALL COMPLETE AN APPLICATION ON A FORM THAT THE COMPTROLLER PROVIDES.

(G) (1) (I) THE PERMIT HOLDER SHALL NOTIFY THE COMPTROLLER OF THE PERMIT HOLDER'S INTENTION TO ATTEND AN EVENT WITHIN A TIME PERIOD THAT THE COMPTROLLER DETERMINES.

(II) THE NOTICE SHALL BE ON A FORM THAT THE COMPTROLLER PROVIDES.

(2) THE COMPTROLLER MAY ADOPT REGULATIONS TO REQUIRE THE PERMIT HOLDER TO NOTIFY THE LOCAL LICENSING BOARD FOR THE

JURISDICTION WHERE THE EVENT IS BEING HELD OF THE PERMIT HOLDER'S INTENTION TO ATTEND THE EVENT.

(H) THE ANNUAL PERMIT FEE IS \$250.

2-132.2.

(A) THERE IS A LIQUOR FESTIVAL PERMIT.

(B) THE COMPTROLLER MAY ISSUE THE PERMIT TO A NONPROFIT ORGANIZATION, AS DEFINED BY § 501(C) OF THE INTERNAL REVENUE CODE, THAT MEETS THE REQUIREMENTS OF THIS SECTION.

(C) (1) THE PERMIT AUTHORIZES THE PERMIT HOLDER TO:

(I) CONDUCT A LIQUOR FESTIVAL FOR AT LEAST 1 DAY BUT NOT MORE THAN 3 CONSECUTIVE DAYS; AND

(II) PURCHASE LIQUOR AT WHOLESALE TO:

1. PROVIDE TO A CONSUMER AT NO COST OR FOR A FEE NOT MORE THAN FOUR SAMPLES THAT DO NOT EXCEED ONE-QUARTER OF 1 FLUID OUNCE FOR EACH OFFERING; AND

2. SELL TO A CONSUMER LIQUOR FOR OFF-PREMISES CONSUMPTION.

(2) THE PERMIT HOLDER SHALL PROVIDE SPACE AT A LIQUOR FESTIVAL FOR HOLDERS OF DISTILLERY OFF-SITE PERMITS.

(Over)

**(3) A HOLDER OF A DISTILLERY OFF-SITE PERMIT THAT ATTENDS A LIQUOR FESTIVAL MAY PROVIDE LIQUOR TO A CONSUMER IN THE SAME MANNER AS THE HOLDER OF THE LIQUOR FESTIVAL PERMIT.**

**(4) (I) THE PERMIT HOLDER MAY PROVIDE OR SELL AT THE LIQUOR FESTIVAL ONLY ALCOHOLIC BEVERAGES PROVIDED BY THE PERMIT HOLDER OR A HOLDER OF A DISTILLERY OFF-SITE PERMIT WHO IS IN ATTENDANCE.**

**(II) A SAMPLE MAY BE SERVED THAT IS BLENDED WITH PRODUCTS MANUFACTURED BY A HOLDER OF A DISTILLERY OFF-SITE PERMIT AND NONALCOHOLIC INGREDIENTS.**

**(D) AT ALL TIMES DURING THE LIQUOR FESTIVAL, THE PERMIT HOLDER SHALL HAVE PRESENT AT LEAST TWO INDIVIDUALS, ONE OF WHOM MAY BE THE PERMIT HOLDER, WHO ARE CERTIFIED BY AN APPROVED ALCOHOL AWARENESS PROGRAM.**

**(E) (1) NOT LESS THAN 30 DAYS BEFORE THE DAY THE LIQUOR FESTIVAL IS SCHEDULED TO BEGIN, AN APPLICANT FOR THE PERMIT SHALL SUBMIT A COMPLETED APPLICATION TO THE COMPTROLLER.**

**(2) THE APPLICATION SHALL:**

**(I) BE ON A FORM THAT THE COMPTROLLER PROVIDES;**

**(II) STATE THAT THE PRIMARY PURPOSE OF THE LIQUOR FESTIVAL IS TO PROMOTE MARYLAND LIQUOR;**

(III) PROVIDE DETAILS OF THE LIQUOR FESTIVAL, INCLUDING THE LOCATION, DATES, AND TIMES OF OPERATION; AND

(IV) INCLUDE APPROPRIATE EVIDENCE THAT THE APPLICANT HAS BEEN GIVEN PERMISSION BY THE OWNER OF THE PROPERTY WHERE THE LIQUOR FESTIVAL IS TO BE HELD.

(F) NOT LESS THAN 15 DAYS BEFORE THE LIQUOR FESTIVAL, THE PERMIT HOLDER SHALL PROVIDE THE COMPTROLLER WITH A LIST OF DISTILLERY OFF-SITE PERMIT HOLDERS THAT WILL ATTEND.

(G) THE PERMIT FEE IS \$100.”.