

SENATE BILL 630

A2
SB 911/15 – EHE

6lr0572

By: **Senator Hershey**

Introduced and read first time: February 5, 2016

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Comptroller – Distillery Off-Site Permit**

3 FOR the purpose of authorizing the Office of the Comptroller to issue a distillery off-site
4 permit to a holder of a Class 1 manufacturer's license for certain purposes under
5 certain circumstances; establishing certain limitations on the times and locations
6 that permits may be used in a year; establishing certain requirements and a fee for
7 the permit; authorizing the holder of the permit to provide samples of and sell certain
8 liquor under certain circumstances; requiring that the permit holders have present
9 at each event at least one individual who is certified by an approved alcohol
10 awareness program; and generally relating to liquor and distillery off-site permits.

11 BY adding to
12 Article 2B – Alcoholic Beverages
13 Section 2–101(b)(11) and (z)
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2015 Supplement)

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

18 **Article 2B – Alcoholic Beverages**

19 2–101.

20 (b) **(11) THE ANNUAL FEE FOR A DISTILLERY OFF-SITE PERMIT IS \$100.**

21 **(z) (1) THE OFFICE OF THE COMPTROLLER MAY ISSUE A DISTILLERY**
22 **OFF-SITE PERMIT TO THE HOLDER OF A CLASS 1 MANUFACTURER'S LICENSE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) THE PERMIT HOLDER MAY USE THE PERMIT FOR NOT MORE THAN**
2 **12 EVENTS IN ANY GIVEN CALENDAR YEAR.**

3 **(3) AN EVENT FOR WHICH THE PERMIT IS USED MAY NOT EXCEED 3**
4 **CONSECUTIVE DAYS.**

5 **(4) A PERMIT HOLDER MAY NOT USE THE PERMIT MORE THAN ONCE**
6 **IN A GIVEN POLITICAL SUBDIVISION IN A CALENDAR YEAR.**

7 **(5) THE PERMIT MAY BE USED ONLY FOR AN EVENT THAT:**

8 **(I) HAS AS ITS MAJOR PURPOSE AN ACTIVITY OTHER THAN THE**
9 **SALE AND PROMOTION OF LIQUOR AND FOR WHICH THE PARTICIPATION OF THE**
10 **HOLDER IS A SUBORDINATE ACTIVITY;**

11 **(II) IS ORGANIZED AND CONDUCTED BY A NONPROFIT**
12 **ORGANIZATION OR GOVERNMENTAL ENTITY;**

13 **(III) THE OFFICE OF THE COMPTROLLER APPROVES; AND**

14 **(IV) IS HELD ON A NONLICENSED PREMISES OR A PREMISES ON**
15 **WHICH A PERSON MAY OBTAIN A TEMPORARY ALCOHOLIC BEVERAGES LICENSE.**

16 **(6) THE PERMIT AUTHORIZES THE HOLDER TO:**

17 **(I) PROVIDE SAMPLES NOT TO EXCEED ONE-HALF FLUID**
18 **OUNCE PER BRAND OF PRODUCT PRODUCED BY THE PERMIT HOLDER TO**
19 **CONSUMERS;**

20 **(II) SELL NOT MORE THAN THREE 750-MILLILITER BOTTLES OF**
21 **LIQUOR TO A CONSUMER AT ANY GIVEN EVENT OR FESTIVAL FOR OFF-PREMISES**
22 **CONSUMPTION; AND**

23 **(III) SELL BY THE GLASS LIQUOR THE LICENSE HOLDER**
24 **PRODUCES TO PERSONS PARTICIPATING IN AN EVENT AND FOR ON-PREMISES**
25 **CONSUMPTION.**

26 **(7) THE PERMIT HOLDER SHALL HAVE PRESENT AT AN EVENT AT**
27 **LEAST ONE INDIVIDUAL WHO IS CERTIFIED BY AN APPROVED ALCOHOL AWARENESS**
28 **PROGRAM.**

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
30 1, 2016.