

**HB0397/963197/1**

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 397

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “to” in line 4 down through “State” in line 5; in line 5, strike “and bottle”; and strike beginning with “produced” in line 5 down through “law” in line 7 and substitute “in two locations using the same license under certain conditions; authorizing the license holder to obtain a Class 2 rectifying license for use at the locations; requiring the license holder to request and obtain permission of the Comptroller to brew in certain locations; requiring the Comptroller to make a certain determination and consider certain factors before authorizing brewing in two locations under a single license; prohibiting the license holder from serving or selling certain beverages for on- or off-premises consumption at the second brewing location”.

AMENDMENT NO. 2

On page 2, in line 28, strike the colon.

On page 3, in line 1, strike “(1)”; strike beginning with the semicolon in line 2 down through “ARTICLE” in line 6; and after line 6, insert:

**“(D) (1) SUBJECT TO PARAGRAPHS (2), (3), AND (4) OF THIS SUBSECTION, THE HOLDER OF A CLASS 7 MICRO-BREWERY LICENSE MAY:**

**(I) BREW IN TWO LOCATIONS USING THE SAME CLASS 7 MICRO-BREWERY LICENSE; AND**

**(II) OBTAIN A CLASS 2 RECTIFYING LICENSE FOR THE PREMISES AT THE TWO LOCATIONS AUTHORIZED UNDER ITEM (I) OF THIS PARAGRAPH.**

(Over)

(2) THE HOLDER OF A CLASS 7 MICRO-BREWERY LICENSE MAY BREW IN TWO LOCATIONS USING THE SAME CLASS 7 MICRO-BREWERY LICENSE IF THE LICENSE HOLDER:

(I) REQUESTS PERMISSION BY SUBMITTING A WRITTEN APPLICATION TO THE COMPTROLLER; AND

(II) OBTAINS WRITTEN APPROVAL FROM THE COMPTROLLER.

(3) BEFORE AUTHORIZING A HOLDER OF A CLASS 7 MICRO-BREWERY LICENSE TO BREW IN TWO LOCATIONS USING THE SAME CLASS 7 MICRO-BREWERY LICENSE, THE COMPTROLLER SHALL:

(I) MAKE A DETERMINATION THAT A SECOND LOCATION TO BREW ADDITIONAL CAPACITY IS NECESSARY DUE TO INSUFFICIENT SPACE AT THE EXISTING CLASS 7 LICENSE LOCATION; AND

(II) CONSIDER ANY OTHER FACTOR RELEVANT TO APPROVAL OF THE APPLICATION.

(4) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A HOLDER OF A CLASS 7 MICRO-BREWERY LICENSE MAY NOT SERVE OR SELL MALT BEVERAGES FOR ON- OR OFF-PREMISES CONSUMPTION AT THE SECOND BREWING LOCATION AUTHORIZED UNDER THIS SUBSECTION.”