

HOUSE BILL 1328

A1

7lr1588

By: **Delegates A. Washington, Tarlau, Barkley, and B. Barnes**

Introduced and read first time: February 10, 2017

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Class 1 Distillery Licenses – Samples and Sales of Product**

3 FOR the purpose of removing a limit on the number of samples a holder of a Class 1
4 distillery license may serve to a certain individual under certain circumstances;
5 authorizing the holder of a Class 1 distillery license to provide samples in an amount
6 not exceeding a certain amount of a single product to a certain individual at no
7 charge or for a fee; altering the amount of certain products a holder of a Class 1
8 distillery license may sell for off-premises consumption to a certain individual; and
9 generally relating to the serving of samples and sale of product by Class 1 distillery
10 license holders.

11 BY repealing and reenacting, without amendments,
12 Article – Alcoholic Beverages
13 Section 2–202(a)
14 Annotated Code of Maryland
15 (2016 Volume and 2016 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Alcoholic Beverages
18 Section 2–202(c)
19 Annotated Code of Maryland
20 (2016 Volume and 2016 Supplement)

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

Article – Alcoholic Beverages

24 2–202.

25 (a) There is a Class 1 distillery license.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) A license holder may:

2 (1) establish and operate a plant for distilling brandy, rum, whiskey,
3 alcohol, and neutral spirits at the location described in the license;

4 (2) sell and deliver the alcoholic beverages:

5 (i) in bulk to a person in the State that is authorized to acquire
6 them; and

7 (ii) to a person outside the State that is authorized to acquire them;

8 (3) manufacture an alcoholic beverage listed in item (1) of this subsection
9 in the name of another person or under a trade name if the other person or trade name also
10 holds a Class 1 distillery license;

11 (4) acquire alcoholic beverages in bulk from the holder of a Class 1
12 distillery license, Class 2 rectifying license, Class 3 winery license, or nonresident dealer's
13 permit; and

14 (5) (i) conduct guided tours of the licensed premises;

15 (ii) [serve not more than three] **IN AN AMOUNT NOT EXCEEDING**
16 **1.5 FLUID OUNCES OF A SINGLE PRODUCT, PROVIDE** samples of [products] **A**
17 **DISTILLED SPIRIT** manufactured at the licensed premises[, with each sample consisting
18 of not more than one-half ounce from a single product,] to an individual who has attained
19 the legal drinking age and participated in a guided tour of the licensed premises:

20 **1. AT NO CHARGE; OR**

21 **2. FOR A FEE; and**

22 (iii) sell not more than [three 750-milliliter bottles] **NINE LITERS** of
23 products manufactured on the licensed premises, for off-premises consumption, and
24 related merchandise to an individual who has attained the legal drinking age and
25 participated in a guided tour of the licensed premises.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
27 1, 2017.