

HOUSE BILL 297

A2

8lr1157
CF SB 51

By: **Dorchester County Delegation**

Introduced and read first time: January 22, 2018

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Dorchester County – Alcoholic Beverages – Beer and Wine Festivals**

3 FOR the purpose of authorizing the Board of License Commissioners for Dorchester County
4 to approve more than one beer and wine festival in Dorchester County each year to
5 be held on a weekend; prohibiting the Board from approving more than one festival
6 for any one weekend; requiring the Board to approve a location for a festival that is
7 not already licensed; and generally relating to alcoholic beverages in Dorchester
8 County.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 19–102
12 Annotated Code of Maryland
13 (2016 Volume and 2017 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 19–1304
17 Annotated Code of Maryland
18 (2016 Volume and 2017 Supplement)

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

21 **Article – Alcoholic Beverages**

22 19–102.

23 This title applies only in Dorchester County.

24 19–1304.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) In this section, ["Festival"] **"FESTIVAL"** means [the] **A BEER AND WINE**
2 **FESTIVAL IN** Dorchester County [Beer and Wine Festival].

3 (b) There is a Dorchester County [Beer and Wine Festival] **BEER AND WINE**
4 **FESTIVAL (DBWF)** license.

5 (c) The Board may issue the license to a holder of a retail license, Class 3 winery
6 license, Class 4 limited winery license, Class 6 pub–brewery license, Class 7 micro–brewery
7 license, or Class 8 farm brewery license.

8 (d) The license authorizes the holder to display and sell:

9 (1) wine that is:

10 (i) manufactured and processed in any state; and

11 (ii) distributed in the State when the license application is filed; and

12 (2) beer that is brewed by a brewer:

13 (i) that brews less than 40,000 barrels of beer annually; and

14 (ii) whose product is distributed in the State when the license
15 application is filed.

16 (e) A license holder shall display and sell beer and wine:

17 (1) at retail for on– and off–premises consumption; and

18 (2) during the hours and days designated for the [Festival] **FESTIVAL**.

19 (f) The Board:

20 (1) **(I) MAY APPROVE MORE THAN ONE FESTIVAL** each year [may
21 choose 1] **TO BE HELD ON A** weekend, Friday through Sunday inclusive[, for the Festival];
22 **AND**

23 **(II) MAY NOT APPROVE MORE THAN ONE FESTIVAL FOR ANY ONE**
24 **WEEKEND;**

25 (2) shall [choose] **APPROVE** a location that is not already licensed; and

26 (3) shall ensure that the primary focus of [the Festival] **A FESTIVAL** is the
27 promotion of Maryland beer and wine.

1 (g) The license holder may hold another license of a different class or nature.

2 (h) Beer and wine displayed and sold shall be:

3 (1) invoiced to the license holder by a wholesaler, Class 3 winery, or Class
4 4 limited winery; and

5 (2) delivered to **[the Festival] A FESTIVAL** from the licensed premises of
6 the wholesaler, Class 3 winery, or Class 4 limited winery.

7 (i) A holder of a wholesale, Class 3 winery, or Class 4 limited winery license may
8 enter into an agreement with the license holder to:

9 (1) deliver beer and wine not earlier than 2 days before the effective date
10 of the license; and

11 (2) accept returns not later than 2 days after the expiration date of the
12 license.

13 (j) The Board may set the license fee.

14 (k) The Board shall adopt regulations to carry out this section.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
16 1, 2018.