

# SENATE BILL 51

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(PRE-FILED)

8lr1179  
CF HB 297

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By: **Senator Eckardt**

Requested: November 14, 2017

Introduced and read first time: January 10, 2018

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 7, 2018

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## CHAPTER \_\_\_\_\_

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:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



**Article – Alcoholic Beverages**

19–102.

This title applies only in Dorchester County.

19–1304.

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

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

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

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

(1) wine that is:

(i) manufactured and processed in any state; and

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

(2) beer that is brewed by a brewer:

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

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

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

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

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

(f) The Board:

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

**(II) MAY NOT APPROVE MORE THAN ONE FESTIVAL FOR ANY ONE**

1 WEEKEND;

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

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

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

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

7 (1) invoiced to the license holder by a wholesaler, Class 3 winery, or Class  
8 4 limited winery; and

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

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

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

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

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

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

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
20 1, 2018.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.