

HOUSE BILL 297

A2

9lr0323

By: **Montgomery County Delegation**

Introduced and read first time: January 28, 2019

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages – Sale of Chilled Beer and Chilled**
3 **Wine**

4 **MC 4–19**

5 FOR the purpose of authorizing a dispensary of the Montgomery County Department of
6 Liquor Control to sell chilled beer and chilled wine for off–premises consumption
7 under certain circumstances; and generally relating to alcoholic beverages in
8 Montgomery County.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 25–102
12 Annotated Code of Maryland
13 (2016 Volume and 2018 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 25–310(d) and (e)
17 Annotated Code of Maryland
18 (2016 Volume and 2018 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 25–102.

23 This title applies only in Montgomery County.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 25–310.

2 (d) (1) (i) In this subsection the following words have the meanings
3 indicated.

4 (ii) “Beer” includes draft beer in refillable and nonrefillable
5 containers.

6 (iii) “Wine” includes wine in refillable containers.

7 (2) A dispensary:

8 (i) may sell only:

9 1. except as provided for in subsection (e) of this section, for
10 off–premises consumption[, nonchilled]:

11 **A. CHILLED AND NONCHILLED** beer[.];

12 **B. CHILLED AND NONCHILLED** wine[.]; and

13 **C. NONCHILLED** liquor;

14 2. ice;

15 3. bottled water; and

16 4. items commonly associated with the serving or
17 consumption of alcoholic beverages, including bottle openers, corkscrews, drink mixes, and
18 lime juice; and

19 (ii) may not sell snack foods or soft drinks.

20 (e) (1) A dispensary may sell any product in the dispensary’s inventory for the
21 purpose of:

22 (i) holding tastings of beer, wine, and liquor on the premises of the
23 dispensary only;

24 (ii) serving, for tasting, beer, wine, and liquor; and

25 (iii) allowing the consumption of beer, wine, and liquor by an
26 individual for tasting in a quantity of not more than:

27 1. one–half ounce from each offering of liquor;

28 2. 1.5 ounces from all offerings of liquor in a day;

- 1 3. 1 ounce from each offering of wine;
- 2 4. 4 ounces from all offerings of wine in a day;
- 3 5. 3 ounces from each offering of beer; and
- 4 6. 12 ounces from all offerings of beer in a day.

5 (2) Once opened, a bottle used for beer, wine, or liquor tasting shall be
6 marked that it is to be used for that purpose only.

7 **(3) A DISPENSARY MAY SELL CHILLED BEER OR CHILLED WINE FOR**
8 **OFF-PREMISES CONSUMPTION ONLY FROM A KEG FOR THE PURPOSE OF FILLING:**

9 **(I) FOR BEER, A REFILLABLE CONTAINER OR A**
10 **NONREFILLABLE CONTAINER; AND**

11 **(II) FOR WINE, A REFILLABLE CONTAINER.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
13 1, 2019.