## **SENATE BILL 941**

A2 4 lr 3 251CF HB 1341 By: Senator Mautz Introduced and read first time: February 2, 2024 Assigned to: Finance Committee Report: Favorable Senate action: Adopted Read second time: February 23, 2024 CHAPTER AN ACT concerning Wicomico County - Alcoholic Beverages - Class B Beer, Wine, and Liquor Licenses - Purchases From Licensed Wholesalers and Self-Distribution FOR the purpose of authorizing a Class B beer, wine, and liquor license holder to purchase liquor for retail sale from a licensed wholesaler; authorizing a Class B beer, wine, and liquor restaurant license holder that has been issued a Class 9 limited distillery license to sell certain products manufactured under the distillery license in a certain manner; and generally relating to alcoholic beverages in Wicomico County. BY repealing and reenacting, without amendments, Article – Alcoholic Beverages and Cannabis Section 2–203 and 32–102 Annotated Code of Maryland (2016 Volume and 2023 Supplement) BY repealing and reenacting, with amendments, Article – Alcoholic Beverages and Cannabis Section 32–902 Annotated Code of Maryland (2016 Volume and 2023 Supplement) SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

## Article - Alcoholic Beverages and Cannabis

## EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

<u>Underlining</u> indicates amendments to bill.

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



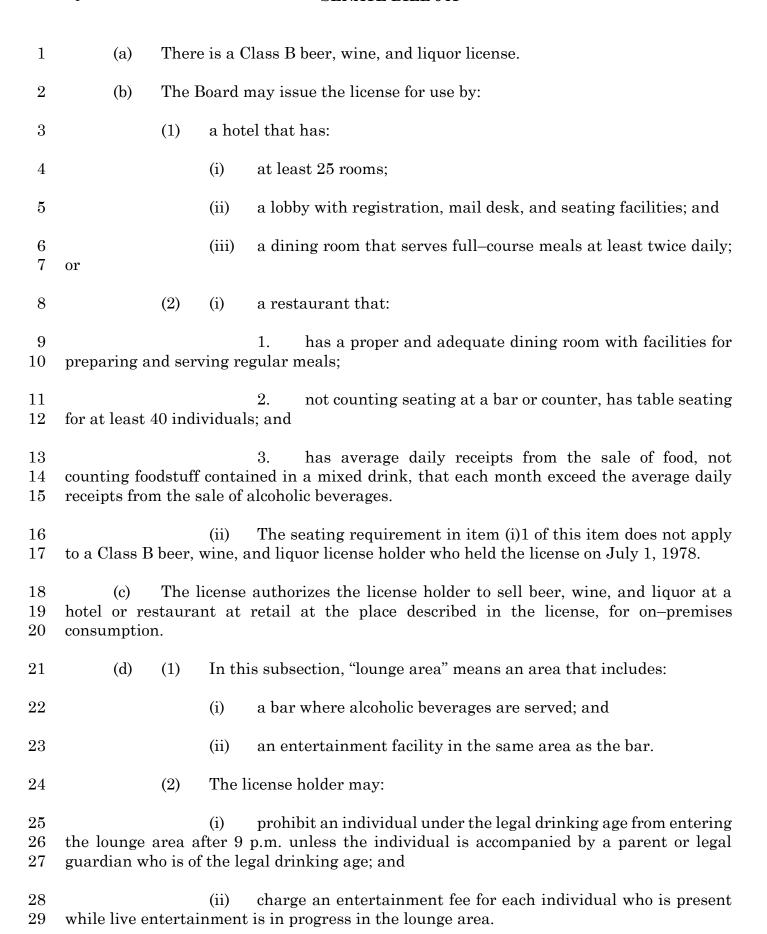
1	2–203.				
2	(a) There is a Class 9 limited distillery license.				
3	(b) The limited distillery license may be issued only to a holder of a:				
4 5 6	(1) Class D beer, wine, and liquor license where sales for both on- an off-premises consumption are permitted for use on the premises for which the Class I license was issued; or				
7 8 9	(2) Class B beer, wine, and liquor license where sales for both on- and off-premises consumption are permitted for use on the premises for which the Class B license was issued.				
10	(c) A holder of the limited distillery license:				
11 12	(1) may establish and operate a plant in the State for distilling, rectifying and bottling brandy, rum, whiskey, alcohol, and neutral spirits if the holder:				
13 14	(i) maintains only one brand at any one time for each product of brandy, rum, whiskey, alcohol, and neutral spirits that is distilled, rectified, and sold; and				
15 16	(ii) does not manufacture or rectify product of any other brand for another entity;				
17 18	(2) may acquire bulk alcoholic beverages from the holder of a distillery or rectifying license in the State or from the holder of a nonresident dealer's permit;				
19 20	(3) after acquiring an individual storage permit, may store on the licensed premises those products manufactured under the license;				
21 22 23 24	the State or person authorized to acquire distilled spirits in another state and not to				

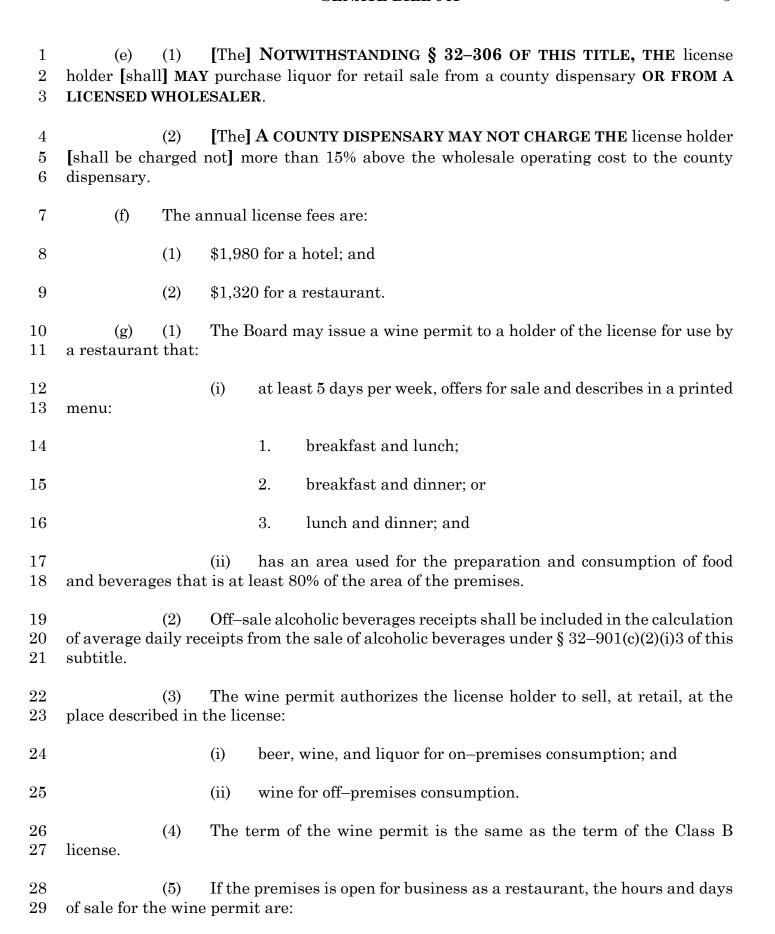
- 25 (5) may sell the products manufactured under the license at retail in a 26 manner consistent with the underlying Class D or Class B license;
- 27 (6) may conduct guided tours of that portion of the licensed premises used 28 for the limited distillery operation;
- 29 (7) may serve not more than three samples of products manufactured at 30 the licensed premises, with each sample consisting of not more than one—half ounce from a 31 single product, to persons who:

1	(	(i)	have attained the legal drinking age;
2	(	(ii)	participated in a guided tour; and
3 4	distillery operation;	(iii) and	are present on that portion of the premises used for the limited
5 6	* *	•	ell and deliver products manufactured by the license holder to an with $\S$ 2–219 of this subtitle.
7	(d) A holde	er of t	he limited distillery license may not:
8	(1) a wholesaler's license		for or possess a wholesaler's license, except for a Class 8 liquor
10	` '		ottles of the products manufactured at the Class 9 limited he premises used for the distillery operation;
$egin{array}{c} 12 \\ 13 \\ 14 \end{array}$	` '	-	t as provided in subsection (e) of this section, distill, rectify, bottle, gallons of brandy, rum, whiskey, alcohol, and neutral spirits each
15 16 17	on-premises or off-	–pren	t retail on the premises of the Class D or Class B license, for nises consumption, more than 31,000 gallons of the products license each calendar year; and
18 19	(5) omanufacturer.	own,	operate, or be affiliated in any manner with another
20 21 22		ted di	re than the gallonage specified in subsection (d)(3) of this section, stillery license shall divest itself of any Class D or Class B retails 1 distillery license.
23 24	(f) A hold restrictions applicab		the limited distillery license shall abide by all trade practice distilleries.
25	(g) The an	nual	license fee:
26	(1)	shall l	pe determined by the Executive Director; and
27	(2)	may n	ot exceed \$500.
28	32–102.		
29	This title app	olies o	nly in Wicomico County.

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32-902.





## SENATE BILL 941

1	(i) 10 a.m. to midnight, Monday through Saturday; and			
2	(ii) 12:30 p.m. to midnight on Sunday.			
3 4	(6) Wine sold under the wine permit may not have an alcohol content greater than $15.5\%$ .			
5 6	(7) An applicant for the wine permit shall complete the form that the Board provides.			
7 8	(8) Advertising, posting of notice, and public hearing requirements for the wine permit are the same as those for Class B licenses.			
9 10				
11	(10) The annual permit fee is \$1,500.			
12 13 14 15 16 17 18	(H) THE HOLDER OF A CLASS B BEER, WINE, AND LIQUOR RESTAURANT LICENSE THAT HAS BEEN ISSUED A CLASS 9 LIMITED DISTILLERY LICENSE MAY SELL PRODUCTS MANUFACTURED UNDER THE DISTILLERY LICENSE AT THE PLACE DESCRIBED IN THE CLASS B LICENSE IN A MANNER CONSISTENT WITH THE UNDERLYING CLASS B LICENSE FOR ON- AND OFF-PREMISES CONSUMPTION.  SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2024.			
	Approved:			
	Governor.			
	President of the Senate.			
	Speaker of the House of Delegates.			