

**Maryland General Assembly
Department of Legislative Services**

**Proposed Regulation
Comptroller of the Treasury
(DLS Control No. 14-172)**

Overview and Legal and Fiscal Impact

This regulation increases the number of alcoholic beverage promotional events a brand owner or supplier is permitted to have during a calendar year on behalf of the same licensed retailer.

The regulation presents no legal issue of concern.

There is no fiscal impact on State or local agencies.

Regulation of COMAR Affected

Comptroller of the Treasury:

Alcohol and Tobacco Tax: Alcoholic Beverage Trade Practices: COMAR 03.02.05.12

Legal Analysis

Summary of Regulation

The regulation amends COMAR 03.02.05.12, which concerns on-premises promotions for a brand owner's product. The regulation increases, from 12 to 24, the number of promotional events a brand owner or supplier is permitted to have during a calendar year on behalf of the same licensed retailer.

Legal Issue

The regulation presents no legal issue of concern.

Statutory Authority and Legislative Intent

The Comptroller's Office cites §§ 16-301 and 16-302 of Article 2B as authority for the regulation. More specifically, § 16-301(a) grants the Comptroller authority to adopt regulations necessary to effectively discharge the duties imposed on the Comptroller under the article. In addition, § 16-302 authorizes the Comptroller to publish rules and regulations for the enforcement of the Comptroller's duties under the article, including regulations concerning labeling and advertising.

Fiscal Analysis

There is no fiscal impact on State or local agencies.

Agency Estimate of Projected Fiscal Impact

The Comptroller advises that the regulation standardizes certain industry advertising practices and has no impact on State or local governments. The Department of Legislative Services concurs.

Impact on Budget

There is no impact on the State operating or capital budget.

Agency Estimate of Projected Small Business Impact

The Comptroller's Office advises that the regulation has minimal or no economic impact on small businesses in the State. The Department of Legislative Services concurs.

Contact Information

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