

# SENATE BILL 561

A2

(4lr2844)

*ENROLLED BILL*  
— *Finance/Economic Matters* —

Introduced by **Frederick County Senators**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
President.

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

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Manufacturer’s Limited Beer, Wine,**  
3 **and Liquor Permit**

4 FOR the purpose of establishing a manufacturer’s limited beer, wine, and liquor permit in  
5 Frederick County; authorizing the Board of License Commissioners for Frederick  
6 County to issue a permit to holders of certain manufacturer’s licenses; requiring the  
7 Board to adopt certain regulations; and generally relating to alcoholic beverages in  
8 Frederick County.

9 BY repealing and reenacting, without amendments,  
10 Article – Alcoholic Beverages and Cannabis  
11 Section 20–102  
12 Annotated Code of Maryland  
13 (2016 Volume and 2023 Supplement)

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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.

*Italics indicate opposite chamber/conference committee amendments.*



1 BY repealing and reenacting, with amendments,  
2 Article – Alcoholic Beverages and Cannabis  
3 Section 20–401  
4 Annotated Code of Maryland  
5 (2016 Volume and 2023 Supplement)

6 BY adding to  
7 Article – Alcoholic Beverages and Cannabis  
8 Section 20–402.1  
9 Annotated Code of Maryland  
10 (2016 Volume and 2023 Supplement)

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

13 **Article – Alcoholic Beverages and Cannabis**

14 20–102.

15 This title applies only in Frederick County.

16 20–401.

17 (a) The following sections of Title 2, Subtitle 2 (“Manufacturer’s Licenses”) of  
18 Division I of this article apply in the county without exception or variation:

- 19 (1) § 2–201 (“Issuance by Comptroller”);
- 20 (2) [§ 2–202 (“Class 1 distillery license”);
- 21 (3)] § 2–203 (“Class 9 limited distillery license”);
- 22 [(4)] (3) § 2–204 (“Class 2 rectifying license”);
- 23 [(5) § 2–207 (“Class 5 brewery license”);
- 24 (6)] (4) § 2–210 (“Class 8 farm brewery license”);
- 25 [(7)] (5) § 2–211 (“Residency requirement”);
- 26 [(8)] (6) § 2–212 (“Additional licenses”);
- 27 [(9)] (7) § 2–213 (“Additional fees”);
- 28 [(10)] (8) § 2–214 (“Sale or delivery restricted”);

1            [(11)] (9)    § 2–215 (“Beer sale on credit to retail dealer prohibited”);

2            [(12)] (10) § 2–216 (“Interaction between manufacturing entities and  
3 retailers”);

4            [(13)] (11) § 2–217 (“Distribution of alcoholic beverages — Prohibited  
5 practices”); and

6            [(14)] (12) § 2–218 (“Restrictive agreements between producers and  
7 retailers — Prohibited”).

8            (b)    The following sections of Title 2, Subtitle 2 (“Manufacturer’s Licenses”) of  
9 Division I of this article apply in the county:

10            (1)    § 2–202 (“CLASS 1 DISTILLERY LICENSE”), SUBJECT TO §  
11 20–402.1 OF THIS SUBTITLE;

12            [(1)] (2)    § 2–205 (“Class 3 winery license”), subject to § 20–403 of this  
13 subtitle;

14            [(2)] (3)    § 2–206 (“Class 4 limited winery license”), subject to § 20–404 of  
15 this subtitle;

16            (4)    § 2–207 (“CLASS 5 BREWERY LICENSE”), SUBJECT TO § 20–402.1  
17 OF THIS SUBTITLE;

18            [(3)] (5)    § 2–208 (“Class 6 pub–brewery license”), subject to § 20–405 of  
19 this subtitle; and

20            [(4)] (6)    § 2–209 (“Class 7 micro–brewery license”), subject to § 20–406 of  
21 this subtitle.

22    **20–402.1.**

23            (A)    THERE IS A MANUFACTURER’S LIMITED BEER, WINE, AND LIQUOR  
24 PERMIT.

25            (B)    THE BOARD MAY ISSUE THE PERMIT TO A HOLDER OF A  
26 MANUFACTURER’S LICENSE WITH A LOCAL ON–SITE CONSUMPTION PERMIT UNDER  
27 § 2–202 OR § 2–207 OF THIS ARTICLE.

28            (C)    (1)    (I)    ~~THE SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION,~~  
29 SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE PERMIT AUTHORIZES THE HOLDER  
30 TO ALLOW A LICENSED CATERER OR OTHER CONTRACTED PARTY TO PROVIDE  
31 SEALED BEER, WINE, AND LIQUOR PRODUCTS NOT MANUFACTURED BY THE HOLDER

1 DURING PRIVATE EVENTS FOR ON-PREMISES CONSUMPTION AT THE PREMISES  
2 LICENSED FOR THE MANUFACTURER’S LICENSE.

3 ~~(2)~~ (II) THE HOLDER MAY NOT HAVE A DIRECT OR INDIRECT  
4 PECUNIARY INTEREST IN THE LICENSED CATERER OR OTHER CONTRACTED PARTY.

5 (2) THE HOLDER MAY NOT ALLOW PATRONS WHO ARE VISITING ANY  
6 PART OF THE MANUFACTURER’S LICENSED PREMISES THAT IS OPEN TO THE PUBLIC  
7 TO ENTER THE PRIVATE EVENT AREA WHILE THE PRIVATE EVENT IS BEING HELD.

8 (D) THE HOLDER SHALL REQUEST APPROVAL FROM THE BOARD BEFORE  
9 EACH EVENT.

10 (E) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION,  
11 INCLUDING:

12 (1) CRITERIA FOR APPROVING EVENTS; AND

13 (2) SETTING THE ANNUAL PERMIT FEE.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
15 1, 2024.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.