

BY: Economic and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL NO. 60

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after "County;" insert "establishing certain fees for the issuance of certain classes of alcoholic beverages licenses in Dorchester County;"; in line 7, strike "a"; in the same line, strike "class" and substitute "classes"; in the same line, strike "license" and substitute "licenses"; in line 8, after the semicolon insert "authorizing the holder of a certain class of alcoholic beverages license in Dorchester County to sell beer for off-sale consumption; establishing certain conditions for and placing certain limitations on the use of a certain class of alcoholic beverages license in Dorchester County;"; in the same line, after "expanding" insert ", with a certain exception."; and strike beginning with "imposing" in line 31 down through "County;" in line 32.

AMENDMENT NO. 2

On page 2, in line 7, after "2-207," insert "2-208(d)."; in the same line, after "6-101(k)," insert "6-201(a) and (k)."; and in line 14, after "Section" insert "2-208(c).".

AMENDMENT NO. 3

On pages 2 and 3, strike in their entirety the lines beginning with line 38 on page 2 through line 3 on page 3, inclusive.

AMENDMENT NO. 4

On page 4, after line 23 insert:

2-208.

(c) (1) A holder of a Class 7 micro-brewery license:

(i) May brew and bottle malt beverages at a single location; and

(Over)

(ii) May not brew more than 10,000 barrels of malt beverage each calendar year.

(2) In Allegany County only, the holder of a Class 7 license:

(i) May brew in one location and may contract for the bottling of the malt beverage in another location; and

(ii) Need not meet the hotel/motel requirements for a Class B beer, wine and liquor licensee but shall meet the requirements for those Class B restaurants.

(d) (1) The on-sale privilege authorizes the holder to sell at retail beer brewed under this license to customers for consumption on the licensed premises.

(2) The off-sale privilege authorizes the holder to sell and deliver beer brewed under this license to:

(i) Any wholesaler licensed under this article to sell beer in this State; or

(ii) Any person who is located in a state other than Maryland who is authorized under the laws of that state to receive brewed beverages.

(3) In the City of Annapolis, Anne Arundel County, Baltimore City, Baltimore County, Charles County, DORCHESTER COUNTY, Howard County, and Prince George's County only, the holder may sell at retail beer brewed under this license to customers for consumption off the licensed premises in refillable containers that are sealed by the micro-brewery licensee at the time of each refill.”.

AMENDMENT NO. 5

On page 6, after line 32 insert:

“6-201.

(a) (1) A Class B beer, wine and liquor license shall be issued by the license issuing authority of the county in which the place of business is located, and the license authorizes its holder to keep for sale and sell all alcoholic beverages at retail at any hotel or restaurant at the place described, for consumption on the premises or elsewhere, or as provided in this section.

(2) The annual fee for this license is payable to the local collecting agent before any license is issued, for distribution as provided in this article.

(3) (i) Except in Montgomery County or in the case of a contrary provision in this subtitle, this license shall be issued, on approval of the application by the board of license commissioners in any county in which a license may be issued for the sale of beer, wine, and liquor, to the owner of any hotel which meets the following minimum provisions:

1. The hotel building shall be originally constructed for hotel purposes; be at least three stories in height; and contain at least one passenger elevator[.];

2. The hotel shall contain no less than 100 rooms for the accommodation of the public[.];

3. The hotel shall contain a dining room with facilities for preparing and serving regular meals for at least 125 persons at one seating[.]; AND

4. The capital investment in the hotel facility may not be less than \$500,000.

(ii) The annual fee for this license is \$2,000.

(k) (1) This subsection applies only in Dorchester County.

(2) (i) Bona fide restaurants, motels and hotels having restaurant facilities for serving full-course meals at least twice daily and seating capacity at tables for 100 or more persons, not including seats at bars or counters, may obtain a license from the County Commissioners. This license entitles the licensee to sell beer, wines, and liquors.

(ii) [All restaurants, motels and hotels shall purchase all wines and liquors sold by them from the Dorchester County Liquor Control Board dispensaries.

(iii) The annual license fee is [\$500] \$1,000.

(Over)

(3) This license provides for the consumption of wine and liquor on the premises only.”.

AMENDMENT NO. 6

On page 9, in line 16, after “(H)” insert “(1)”; after line 20 insert:

“(2) ALL INVOICES FOR PRODUCTS DELIVERED DIRECTLY TO THE FESTIVAL BY A NONRESIDENT DEALER, OR CREDITS FOR AUTHORIZED RETURNS, SHALL BE MADE THROUGH A LICENSED MARYLAND WHOLESALER.

(3) BEER OR WINE DELIVERED DIRECTLY TO A SPECIAL FESTIVAL LICENSEE UNDER PARAGRAPH (1) OF THIS SUBSECTION MAY BE RETURNED DIRECTLY TO THE NONRESIDENT DEALER.

(4) WHENEVER A SPECIAL FESTIVAL LICENSE IS ISSUED UNDER THIS SECTION, HOLDERS OF WHOLESALE LICENSES OR NONRESIDENT DEALER PERMITS MAY ENTER INTO AN AGREEMENT WITH THE HOLDER OF A SPECIAL FESTIVAL LICENSE TO DELIVER BEER AND WINE 2 DAYS PRIOR TO THE EFFECTIVE DATE, AND TO ACCEPT RETURNS 2 DAYS AFTER THE EXPIRATION DATE OF THE SPECIAL FESTIVAL LICENSE.

(I) THE BOARD SHALL ADOPT REGULATIONS FOR IMPLEMENTING THIS SECTION.”;

in line 22, after the closing bracket insert “(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION,”; and after line 24 insert:

“(B) SUBSECTION (A) OF THIS SECTION DOES NOT APPLY TO THE GRANTING OF A LICENSE FOR A PREMISES LOCATED WITHIN THE RESTRICTED DISTANCE IF A LICENSE TO SELL ALCOHOLIC BEVERAGES ON THE PREMISES EXISTED AS OF OCTOBER 1, 1996.”.

AMENDMENT NO. 7

On pages 20 and 21, strike in their entirety the lines beginning with line 23 on page 20 through line 32 on page 21, inclusive.