
By: Delegate Brinkley

Introduced and read first time: February 23, 1996

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 18, 1996

CHAPTER ____

1 AN ACT concerning

2 **Frederick County and St. Mary's County - Alcoholic Beverages**

3 **(Micro-Brewery)**

4 FOR the purpose of including Frederick County and St. Mary's County among those
5 jurisdictions in which a micro-brewery alcoholic beverages license may be issued;
6 and generally relating to alcoholic beverages in Frederick County and St. Mary's
7 County.

8 BY repealing and reenacting, with amendments,
9 Article 2B - Alcoholic Beverages
10 Section 2-208
11 Annotated Code of Maryland
12 (1994 Replacement Volume and 1995 Supplement)

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

15 **Article 2B - Alcoholic Beverages**

16 2-208.

17 (a) There is a Class 7 micro-brewery (on- and off-sale) license.

18 (b) The license shall be issued:

19 (1) By the State Comptroller;

20 (2) Only in the following jurisdictions:

21 (i) Allegany County;

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- 1 (ii) Baltimore City;
- 2 (iii) Baltimore County;
- 3 (iv) The City of Annapolis;
- 4 (v) Anne Arundel County;
- 5 (vi) The thirteenth election district of Carroll County;
- 6 (vii) Charles County;
- 7 (viii) Dorchester County;
- 8 (ix) FREDERICK COUNTY;
- 9 (X) Howard County; ~~and~~
- 10 [(x)] (XI) Prince George's County; and
- 11 (XII) ST. MARY'S COUNTY; AND

12 (3) Only to a holder of a Class B beer, wine and liquor (on-sale) license that
13 is issued for use on the premises of a restaurant located in a jurisdiction listed in
14 paragraph (2) of this subsection.

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

- 16 (i) May brew and bottle malt beverages at a single location; and
- 17 (ii) May not brew more than 10,000 barrels of malt beverage each
18 calendar year.

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

- 20 (i) May brew in one location and may contract for the bottling of the
21 malt beverage in another location; and
- 22 (ii) Need not meet the hotel/motel requirements for a Class B beer,
23 wine and liquor licensee but shall meet the requirements for those Class B restaurants.

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

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

- 28 (i) Any wholesaler licensed under this article to sell beer in this State;
29 or
- 30 (ii) Any person who is located in a state other than Maryland who is
31 authorized under the laws of that state to receive brewed beverages.

32 (3) (I) [In] THIS PARAGRAPH APPLIES ONLY IN the City of Annapolis,
33 Anne Arundel County, Baltimore City, Baltimore County, Charles County, FREDERICK

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1 COUNTY, Howard County, ~~and~~ Prince George's County [only, the], AND ST. MARY'S
2 COUNTY.

3 (II) THE holder may sell at retail beer brewed under this license to
4 customers for consumption off the licensed premises in refillable containers that are
5 sealed by the micro-brewery licensee at the time of each refill.

6 (e) A holder of a Class 7 micro-brewery license:

7 (1) May not own, operate or be affiliated with any other manufacturer of
8 beer; and

9 (2) Notwithstanding § 2-201(b) of this article, may not be granted a
10 wholesale alcoholic beverages license.

11 (f) The hours and days for consumer sales under this license are as established
12 for a Class B license in the respective jurisdictions listed in subsection (b)(2) of this
13 section.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 1996.