
By: Senator Pinsky

Introduced and read first time: January 18, 1996

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: March 12, 1996

CHAPTER ____

1 AN ACT concerning

2 **Prince George's County - Alcoholic Beverages**
3 **(22nd District - Class D License Micro-Breweries)**

4 FOR the purpose of permitting Class D alcoholic beverages licensees in the 22nd
5 Alcoholic Beverages District of Prince George's County to obtain a micro-brewery
6 license; and generally relating to micro-brewery licenses in Prince George's County.

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

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

14 **Article 2B - Alcoholic Beverages**

15 2-208.

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

17 (b) The license shall be issued:

18 (1) By the State Comptroller;

19 (2) Only in the following jurisdictions:

20 (i) Allegany County;

21 (ii) Baltimore City;

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- 1 (iii) Baltimore County;
- 2 (iv) The City of Annapolis;
- 3 (v) Anne Arundel County;
- 4 (vi) The thirteenth election district of Carroll County;
- 5 (vii) Charles County;
- 6 (viii) Dorchester County;
- 7 (ix) Howard County; and
- 8 (x) Prince George's County; and

9 (3) (I) Only to a holder of a Class B beer, wine and liquor (on-sale)
10 license that is issued for use on the premises of a restaurant located in a jurisdiction listed
11 in paragraph (2) of this subsection; AND

12 (II) ONLY TO A HOLDER OF A CLASS D ALCOHOLIC BEVERAGES
13 LICENSE THAT IS ISSUED FOR USE BY A CLASS D LICENSEE WHOSE BUSINESS IS
14 LOCATED IN THE 22ND ALCOHOLIC BEVERAGES DISTRICT OF PRINCE GEORGE'S
15 COUNTY.

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

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

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

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

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

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

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

33 (3) In the City of Annapolis, Anne Arundel County, Baltimore City,
34 Baltimore County, Charles County, Howard County, and Prince George's County only,
35 the holder may sell at retail beer brewed under this license to customers for consumption

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1 off the licensed premises in refillable containers that are sealed by the micro-brewery
2 licensee at the time of each refill.

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

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

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

8 (f) (1) The hours and days for consumer sales under this license areas
9 established for a Class B license in the respective jurisdictions listed in subsection (b)(2)
10 of this section.

11 (2) FOR CLASS D LICENSEES IN THE 22ND ALCOHOLIC BEVERAGES
12 DISTRICT IN PRINCE GEORGE'S COUNTY ONLY, THE HOURS AND DAYS FOR
13 CONSUMER SALES UNDER THIS LICENSE ARE AS ESTABLISHED FOR A CLASS D
14 LICENSE IN PRINCE GEORGE'S COUNTY.

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