

CF 7r2512

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**By: Delegates Harkins and Fry**

Introduced and read first time: January 23, 1997

Assigned to: Economic Matters

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Committee Report: Favorable

House action: Adopted

Read second time: March 17, 1997

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## CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Harford County - Alcoholic Beverages**  
3 **(Micro-Brewery Licenses)**4 FOR the purpose of including Harford County among those jurisdictions in which the  
5 Comptroller of Maryland may issue micro-brewery licenses; and generally relating  
6 to alcoholic beverages in Harford County.7 BY repealing and reenacting, with amendments,  
8 Article 2B - Alcoholic Beverages  
9 Section 2-208  
10 Annotated Code of Maryland  
11 (1996 Replacement Volume)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) Frederick County;
- 8 (x) Garrett County;
- 9 (xi) HARFORD COUNTY;
- 10 (XII) Howard County;
- 11 [(xii)] (XIII) Montgomery County; and
- 12 [(xiii)] (XIV) Prince George's County; and

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

16 (ii) To a holder of a Class D alcoholic beverages license that is issued  
17 for use on the premises of the existing Class D license if the premises are located in the  
18 22nd Alcoholic Beverages District of Prince George's County.

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

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

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

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

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

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

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

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

3 (3) (i) This paragraph applies only in the City of Annapolis, Anne  
4 Arundel County, Baltimore City, Baltimore County, Charles County, Dorchester County,  
5 Frederick County, HARFORD COUNTY, Howard County, and Prince George's County.

6 (ii) The holder may sell at retail beer brewed under this license to  
7 customers for consumption off the licensed premises in refillable containers that are  
8 sealed by the micro-brewery licensee at the time of each refill.

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

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

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

14 (f) (1) The hours and days for consumer sales under this license are as  
15 established for a Class B license in the respective jurisdictions listed in subsection (b)(2)  
16 of this section.

17 (2) For Class D licensees in the 22nd Alcoholic Beverages District in Prince  
18 George's County only, the hours and days for consumer sales under this license are as  
19 established for a Class D license in Prince George's County.

20 (g) In Montgomery County, a holder of a Class 7 micro-brewery license shall  
21 enter into a written agreement with the Department of Liquor Control for Montgomery  
22 County for the sale and resale of malt beverages brewed under this license in accordance  
23 with this article.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 October 1, 1997.