

HOUSE BILL 826

Unofficial Copy  
A2

1999 Regular Session  
(9r0828)

**ENROLLED BILL**

-- Economic Matters/Economic and Environmental Affairs --

Introduced by **Prince George's County Delegation**

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.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County - Alcoholic Beverages - Pub-Brewery and**  
3 **Micro-Brewery Licenses**  
4 **PG 320-99**

5 FOR the purpose of including Prince George's County among those jurisdictions in  
6 which pub-brewery beer licenses may be issued by the Office of the Comptroller;  
7 altering a certain limitation on the persons who may obtain a Class 7  
8 micro-brewery license in Prince George's County; and generally relating to  
9 alcoholic beverages in Prince George's County.

10 BY repealing and reenacting, with amendments,  
11 Article 2B - Alcoholic Beverages  
12 Section 2-207(a) and (g)  
13 Annotated Code of Maryland  
14 (1998 Replacement Volume and 1998 Supplement)

1 BY repealing and reenacting, without amendments,  
2 Article 2B - Alcoholic Beverages  
3 Section 2-207(b) through (f)  
4 Annotated Code of Maryland  
5 (1998 Replacement Volume and 1998 Supplement)

6 BY repealing and reenacting, with amendments,  
7 Chapter 374 of the Acts of the General Assembly of 1996  
8 Section 2

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

11 **Article 2B - Alcoholic Beverages**

12 2-207.

13 (a) A Class 6 pub-brewery license shall be issued:

14 (1) By the State Comptroller;

15 (2) Only to a holder of a Class B beer, wine and liquor (on-sale) license  
16 that is issued for use on the premises of a restaurant located in the jurisdictions  
17 permitted by this subsection;

18 (3) Throughout the State, but not in the following subdivisions:

19 (i) Allegany County;

20 (ii) Caroline County;

21 (iii) Howard County;

22 (iv) [Prince George's County;

23 (v)] St. Mary's County; AND

24 [(vi)] (V) Somerset County;

25 (4) The license may be issued also in the City of Annapolis.

26 (b) A holder of a Class 6 pub-brewery license:

27 (1) May brew malt beverages at a single location for consumption on the  
28 restaurant premises; and

29 (2) Is limited to the brewing of 2,000 barrels of malt beverage each  
30 calendar year.

1 (c) The pub-brewery premises shall be located immediately adjacent to the  
2 restaurant where the brewed beverage is to be sold to the public.

3 (d) The Class 6 pub-brewery license is void if:

4 (1) The restaurant ceases to be operated as a restaurant; or

5 (2) The holder's Class B beer, wine and liquor (on-sale) license is  
6 revoked or transferred to a different location.

7 (e) If the holder's Class B beer, wine and liquor (on-sale) license is suspended,  
8 the Class 6 pub-brewery license shall be suspended for the same period of time.

9 (f) Except for a license transferred to a new location, a Class 6 pub-brewery  
10 license may be transferred under § 10-503 of this article if an application for transfer  
11 is filed with the local licensing board and simultaneously filed with the Office of the  
12 Comptroller.

13 (g) (1) This subsection applies only in the following jurisdictions:

14 (i) City of Annapolis;

15 (ii) Anne Arundel County;

16 (iii) Baltimore City;

17 (iv) Baltimore County;

18 (v) Calvert County;

19 (vi) Charles County;

20 (vii) Harford County; [and]

21 (VIII) PRINCE GEORGE'S COUNTY; AND

22 [(viii)] (IX) Talbot County.

23 (2) The holder of a Class 6 pub-brewery license may sell malt beverages  
24 for off-premises consumption in sealed refillable containers.

25 (3) The containers may be returned and at the time of refill shall be  
26 sealed by the pub-brewery licensee.

27 (4) A holder of a Class 6 pub-brewery license may not sell malt  
28 beverages to any retail alcoholic beverages licensee in this State for the purpose of a  
29 subsequent sale or distribution of that malt beverage under the retail license.

1

Chapter 374 of the Acts of 1996

2 SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act  
3 apply only to the holder of a Class D license[:

4 (a) That] THAT is located in the triangle formed by Route 1, Alternate Route 1,  
5 and Charles L. Armentrout Drive[; and

6 (b) Who makes application to the Office of the State Comptroller for a Class 7  
7 license on or before May 1, 1997].

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
9 October 1, 1999.