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By: **Delegate Franchot**  
Introduced and read first time: February 9, 2001  
Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages - Wine - Personal Consumption Import License**

3 FOR the purpose of establishing a personal consumption import license to be issued  
4 by the Office of the Comptroller to certain individuals; authorizing a licensee to  
5 accept delivery of certain wine; prohibiting a licensee from designating any  
6 other person to accept delivery; specifying a certain license fee; requiring that an  
7 applicant for a license and a licensee pay a certain tax; requiring the court to  
8 impose certain penalties if an individual under a certain age is found to have  
9 knowingly and willfully accepted delivery of wine under this Act; providing for  
10 the beginning date of a certain suspension of a driver's license; requiring the  
11 Office of the Comptroller to adopt certain regulations; providing for the  
12 termination of this Act; and generally relating to a personal consumption import  
13 license for certain wine.

14 BY adding to  
15 Article 2B - Alcoholic Beverages  
16 Section 7.5-101 to be under the new title "Title 7.5. Personal Consumption  
17 Import License"  
18 Annotated Code of Maryland  
19 (1998 Replacement Volume and 2000 Supplement)

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

22 **Article 2B - Alcoholic Beverages**

23 **TITLE 7.5. PERSONAL CONSUMPTION IMPORT LICENSE.**

24 7.5-101.

25 (A) (1) THERE IS A PERSONAL CONSUMPTION IMPORT (PCI) LICENSE.

26 (2) THE PCI LICENSE IS TO BE ISSUED BY THE OFFICE OF THE  
27 COMPTROLLER TO INDIVIDUALS WHO ARE 21 YEARS OF AGE OR OLDER  
28 THROUGHOUT THE STATE IN ACCORDANCE WITH THIS SECTION.

1 (B) A PCI LICENSE ENTITLES THE LICENSEE TO RECEIVE DELIVERY OF A  
2 MAXIMUM OF ONE CASE CONTAINING NOT MORE THAN 9 LITERS OF WINE PER  
3 MONTH.

4 (C) A LICENSEE MAY NOT DESIGNATE ANY OTHER PERSON TO ACCEPT  
5 DELIVERY OF WINE UNDER THIS SECTION.

6 (D) THE ANNUAL PCI LICENSE FEE IS \$100.

7 (E) AN APPLICANT FOR A PCI LICENSE SHALL PAY TO THE OFFICE OF THE  
8 COMPTROLLER \$11.42 AS A STATE EXCISE TAX ON WINE.

9 (F) (1) IF AN INDIVIDUAL UNDER THE AGE OF 21 YEARS IS FOUND TO HAVE  
10 KNOWINGLY AND WILLFULLY ACCEPTED DELIVERY OF WINE UNDER THIS SECTION,  
11 THE COURT:

12 (I) SHALL REQUIRE THE INDIVIDUAL TO PERFORM 500 HOURS OF  
13 COMMUNITY SERVICE; AND

14 (II) SHALL ORDER THE MOTOR VEHICLE ADMINISTRATION TO  
15 BEGIN AN ACTION TO SUSPEND THE DRIVER'S LICENSE OF THE INDIVIDUAL.

16 (2) IF THE INDIVIDUAL SUBJECT TO A SUSPENSION UNDER THIS  
17 SUBSECTION DOES NOT HOLD A LICENSE TO OPERATE A MOTOR VEHICLE ON THE  
18 DATE OF THE DISPOSITION, THE SUSPENSION SHALL BEGIN:

19 (I) IF THE INDIVIDUAL IS AT LEAST 16 YEARS OF AGE ON THE DATE  
20 OF THE DISPOSITION, ON THE DATE OF THE DISPOSITION; OR

21 (II) IF THE INDIVIDUAL IS YOUNGER THAN 16 YEARS OF AGE ON  
22 THE DATE OF THE DISPOSITION, ON THE DATE THE INDIVIDUAL REACHES THE  
23 INDIVIDUAL'S 16TH BIRTHDAY.

24 (G) THE OFFICE OF THE COMPTROLLER SHALL ADOPT REGULATIONS TO  
25 CARRY OUT THIS SECTION.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
27 October 1, 2001. It shall remain effective for a period of 2 years and, at the end of  
28 September 30, 2003, with no further action required by the General Assembly, this  
29 Act shall be abrogated and of no further force and effect.