
By: **Senator Della**

Introduced and read first time: January 14, 2002

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County - Licenses - Special Wine Festival and Special Beer**
3 **Festival**

4 FOR the purpose of altering the scope, terms, and conditions of a certain license
5 issued by the Baltimore County Board of License Commissioners to make it
6 apply only to certain licensees who display and sell certain wine at a wine
7 festival; establishing in Baltimore County a special beer festival license;
8 specifying certain conditions on licensees, restrictions on display and sale, and
9 the scope, fee, and time and location requirements for a special beer festival
10 license; requiring the Baltimore County Board of License Commissioners to
11 adopt certain regulations; and generally relating to special beer festival licenses
12 and special wine festival licenses in Baltimore County.

13 BY repealing and reenacting, with amendments,
14 Article 2B - Alcoholic Beverages
15 Section 8-304
16 Annotated Code of Maryland
17 (2001 Replacement Volume)

18 BY adding to
19 Article 2B - Alcoholic Beverages
20 Section 8-802
21 Annotated Code of Maryland
22 (2001 Replacement Volume)

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

25 **Article 2B - Alcoholic Beverages**

26 8-304.

27 (a) The Baltimore County Board of License Commissioners may issue a
28 special [beer and] wine festival license.

1 (b) Notwithstanding any other provision to the contrary, an applicant for a
2 special [beer and] wine festival license shall be a holder of a requisite existing retail
3 alcoholic beverages license issued in the State, [Class 5 brewery license, Class 7
4 micro-brewery license,] State Class 3 winery license, or State Class 4 winery license
5 issued pursuant to this article.

6 (c) A special [beer and] wine festival licensee shall only display and sell[:

7 (1) Wine] WINE that is produced and processed in Maryland[; and

8 (2) Beer that is produced and processed at a Class 5 brewery or a Class 7
9 micro-brewery in Maryland].

10 (d) A special [beer and] wine festival license entitles the holder to display and
11 sell at retail [beer and] wine for consumption on or off the licensed premises on the
12 days and for the hours designated for the special [beer and] wine festival in
13 Baltimore County.

14 (e) The license fee is \$15.

15 (f) The provisions of this section may not prohibit the licensee from holding
16 another alcoholic beverages license of a different class or nature.

17 (g) The Baltimore County Board of License Commissioners:

18 (1) Except for the dates chosen for the Cumberland and Shenandoah
19 Valley Wine Festival in Washington County, the Maryland Wine Festival in Carroll
20 County and the Anne Arundel County Beer and Wine [Festival] FESTIVAL, shall
21 approve one weekend annually for the special [beer and] wine festival; and

22 (2) Shall approve a location in Baltimore County for this festival which
23 does not hold an alcoholic beverages license.

24 (h) The Baltimore County Board of License Commissioners shall adopt
25 regulations for implementing this section.

26 8-802.

27 (A) THE BALTIMORE COUNTY BOARD OF LICENSE COMMISSIONERS MAY
28 ISSUE A SPECIAL BEER FESTIVAL LICENSE.

29 (B) NOTWITHSTANDING ANY OTHER PROVISION TO THE CONTRARY, AN
30 APPLICANT FOR A SPECIAL BEER FESTIVAL LICENSE SHALL BE A HOLDER OF AN
31 EXISTING RETAIL ALCOHOLIC BEVERAGES LICENSE ISSUED IN THE STATE, CLASS 5
32 BREWERY LICENSE, OR CLASS 7 MICRO-BREWERY LICENSE, ISSUED IN ACCORDANCE
33 WITH THIS ARTICLE.

34 (C) A SPECIAL BEER FESTIVAL LICENSEE SHALL ONLY DISPLAY AND SELL
35 BEER THAT IS PRODUCED AND PROCESSED AT A CLASS 5 BREWERY OR A CLASS 7
36 MICRO-BREWERY IN MARYLAND.

1 (D) A SPECIAL BEER FESTIVAL LICENSE ENTITLES THE HOLDER TO DISPLAY
2 AND SELL AT RETAIL BEER FOR CONSUMPTION ON OR OFF THE LICENSED PREMISES
3 ON THE DAYS AND FOR THE HOURS DESIGNATED FOR THE SPECIAL BEER FESTIVAL
4 IN BALTIMORE COUNTY.

5 (E) THE LICENSE FEE IS \$15.

6 (F) THE PROVISIONS OF THIS SECTION MAY NOT PROHIBIT THE LICENSEE
7 FROM HOLDING ANOTHER ALCOHOLIC BEVERAGES LICENSE OF A DIFFERENT CLASS
8 OR NATURE.

9 (G) THE BALTIMORE COUNTY BOARD OF LICENSE COMMISSIONERS:

10 (1) EXCEPT FOR THE DATES CHOSEN FOR THE CUMBERLAND AND
11 SHENANDOAH VALLEY WINE FESTIVAL IN WASHINGTON COUNTY, THE MARYLAND
12 WINE FESTIVAL IN CARROLL COUNTY, AND THE ANNE ARUNDEL COUNTY BEER AND
13 WINE FESTIVAL, SHALL APPROVE ONE WEEKEND ANNUALLY FOR THE SPECIAL BEER
14 FESTIVAL; AND

15 (2) SHALL APPROVE A LOCATION IN BALTIMORE COUNTY FOR THIS
16 FESTIVAL WHICH DOES NOT HOLD AN ALCOHOLIC BEVERAGES LICENSE.

17 (H) THE BALTIMORE COUNTY BOARD OF LICENSE COMMISSIONERS SHALL
18 ADOPT REGULATIONS FOR IMPLEMENTING THIS SECTION.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 June 1, 2002.