

SENATE BILL 425

A1

7lr1478
CF 7lr2106

By: **Senators Middleton and Munson**

Introduced and read first time: February 2, 2007

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Wineries – Special Event Permits – Farmers’ Markets**

3 FOR the purpose of altering the number of winery special event permits that the
4 Comptroller may issue to Class 4 Maryland limited wineries in a calendar year
5 and in the same political subdivision; altering the number of certain bottles of
6 wine that a permit holder may sell to a consumer at a certain event or festival
7 for consumption off the premises; authorizing the Comptroller to issue an
8 unlimited number of permits for use at certain farmers’ markets; prohibiting a
9 permit holder to sell wine by the glass at a farmer’s market; and generally
10 relating to winery special event permits.

11 BY repealing and reenacting, with amendments,
12 Article 2B – Alcoholic Beverages
13 Section 2–101(u)(1) and (3)
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2006 Supplement)

16 BY adding to
17 Article 2B – Alcoholic Beverages
18 Section 2–101(u)(5)
19 Annotated Code of Maryland
20 (2005 Replacement Volume and 2006 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article 2B – Alcoholic Beverages

2–101.

(u) (1) The Office of the Comptroller may issue a winery special event permit to a licensed Class 4 Maryland limited winery, provided that:

(i) [No] **EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION, NO** more than [12] **18** winery special event permits are issued to the Class 4 Maryland limited winery in any given calendar year;

(ii) The permit does not exceed 3 consecutive days; and

(iii) [No] **EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS SUBSECTION, NO** more than [three] **FIVE** winery special event permits are issued in any calendar year to any given limited winery for use in the same political subdivision.

(3) A winery special event permit shall authorize the holder to:

(i) Provide samples not to exceed 1 fluid ounce per brand to consumers;

(ii) Sell not more than [four] **12** 750 ml bottles of wine to a consumer at any given event or festival for off-premises consumption; and

(iii) Sell by the glass wine produced by the licensee to persons participating in any event or festival and for on-premises consumption.

(5) (I) THE COMPTROLLER MAY ISSUE AN UNLIMITED NUMBER OF WINERY SPECIAL EVENT PERMITS TO A LICENSED CLASS 4 MARYLAND LIMITED WINERY FOR USE AT FARMERS' MARKETS OFFICIALLY LISTED BY THE MARYLAND DEPARTMENT OF AGRICULTURE.

(II) A PERMIT HOLDER MAY NOT SELL WINE BY THE GLASS AT A FARMER'S MARKET.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2007.