

HOUSE BILL 25

A2

8lr0847

(PRE-FILED)

By: **Delegates Bohanan and Wood**

Requested: October 5, 2007

Introduced and read first time: January 9, 2008

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **St. Mary's County - Limited Wineries - Special Event Permits**

3 FOR the purpose of altering the number of winery special event permits that the
4 Comptroller may issue in a calendar year to a licensed Class 4 Maryland limited
5 winery in St. Mary's County; altering the number of permits a limited winery
6 in the county may use in the same political subdivision; and generally relating
7 to winery special event permits issued to Class 4 Maryland limited wineries in
8 St. Mary's County.

9 BY repealing and reenacting, with amendments,
10 Article 2B - Alcoholic Beverages
11 Section 2-101(u)
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2007 Supplement)

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

16 **Article 2B - Alcoholic Beverages**

17 2-101.

18 (u) (1) [The] **EXCEPT AS PROVIDED IN PARAGRAPH (5) OF THIS**
19 **SUBSECTION, THE** Office of the Comptroller may issue a winery special event permit
20 to a licensed Class 4 Maryland limited winery, provided that:

21 (i) No more than 12 winery special event permits are issued to
22 the Class 4 Maryland limited winery in any given calendar year;

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (iii) No more than three winery special event permits are issued
2 in any calendar year to any given limited winery for use in the same political
3 subdivision.

4 (2) The winery special event permit may only be issued for an event
5 which:

6 (i) Has as its major purpose an activity other than the sale and
7 promotion of alcoholic beverages and for which the participation of the winery is a
8 subordinate activity;

9 (ii) Is approved by the Department of Agriculture and the Office
10 of the Comptroller; and

11 (iii) Is held on a nonlicensed premises or a premises on which a
12 person may obtain a temporary alcoholic beverages license.

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

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

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

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

20 (4) The winery special event permit application shall be filed with the
21 Office of the Comptroller not less than 15 days prior to any event.

22 (5) **IN A CALENDAR YEAR, THE OFFICE OF THE COMPTROLLER**
23 **MAY ISSUE TO A CLASS 4 MARYLAND LIMITED WINERY IN ST. MARY'S COUNTY**
24 **NOT MORE THAN 18 WINERY SPECIAL EVENT PERMITS, OF WHICH NOT MORE**
25 **THAN FIVE MAY BE USED IN THE SAME POLITICAL SUBDIVISION.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 July 1, 2008.