

HOUSE BILL 703

A1

8lr1884

By: **Delegates Malone and DeBoy**

Introduced and read first time: February 4, 2008

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Special Brewery Promotional Event Permit**

3 FOR the purpose of establishing a special brewery promotional event permit;
4 authorizing the Office of the Comptroller to issue a permit to a holder of a Class
5 5 manufacturer's license; authorizing a permit holder to provide certain beer
6 samples and sell beer at a promotional event under certain circumstances;
7 specifying certain restrictions on the frequency and duration of promotional
8 events; providing for a certain fee; requiring a permit application be filed at a
9 certain time; and generally relating to special brewery promotional event
10 permits.

11 BY repealing and reenacting, without amendments,
12 Article 2B – Alcoholic Beverages
13 Section 2–206(a)
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2007 Supplement)

16 BY adding to
17 Article 2B – Alcoholic Beverages
18 Section 2–206(c)
19 Annotated Code of Maryland
20 (2005 Replacement Volume and 2007 Supplement)

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

23 **Article 2B – Alcoholic Beverages**

24 2–206.

25 (a) A Class 5 manufacturer's license:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (1) Is a brewery license; and
- 2 (2) Authorizes the holder to:
- 3 (i) Establish and operate in this State a plant for brewing and
4 bottling malt beverages at the location described in the license;
- 5 (ii) Import beer from holders of nonresident dealer's permits;
6 and
- 7 (iii) Sell and deliver beer to any wholesale licensee in this State,
8 or person outside of this State, authorized to acquire it.

9 (C) (1) **THE OFFICE OF THE COMPTROLLER MAY ISSUE A SPECIAL**
10 **BREWERY PROMOTIONAL EVENT PERMIT TO A HOLDER OF A CLASS 5**
11 **MANUFACTURER'S LICENSE.**

12 (2) **THE PERMIT AUTHORIZES THE HOLDER TO CONDUCT ON THE**
13 **PREMISES OF THE BREWERY A PROMOTIONAL EVENT AT WHICH THE HOLDER**
14 **MAY:**

15 (I) **PROVIDE SAMPLES OF NOT MORE THAN 2 FLUID**
16 **OUNCES PER BRAND TO CONSUMERS; AND**

17 (II) **SELL BEER PRODUCED BY THE HOLDER TO PERSONS**
18 **WHO PARTICIPATE IN THE EVENT.**

19 (3) **THE BEER AT THE EVENT SHALL BE SOLD BY THE GLASS AND**
20 **FOR CONSUMPTION ON THE PREMISES ONLY.**

21 (4) **A HOLDER OF A CLASS 5 MANUFACTURER'S LICENSE MAY NOT**
22 **BE ISSUED MORE THAN SIX PERMITS IN A CALENDAR YEAR.**

23 (5) **A SINGLE PROMOTIONAL EVENT MAY NOT EXCEED 3**
24 **CONSECUTIVE DAYS.**

25 (6) **THE PERMIT FEE IS \$25 PER EVENT.**

26 (7) **TO OBTAIN A PERMIT, A PERSON, AT LEAST 15 DAYS BEFORE**
27 **THE EVENT, SHALL FILE WITH THE OFFICE OF THE COMPTROLLER AN**
28 **APPLICATION THAT THE OFFICE PROVIDES.**

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 June 1, 2008.