

# HOUSE BILL 1264

A2

8lr2395

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By: **Delegate Harrison (By Request)**

Introduced and read first time: February 8, 2008

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Worcester County – Liquor Control Board – Repeal of Monopoly Control**

3 FOR the purpose of repealing the absolute monopoly of the Liquor Control Board of  
4 Worcester County with respect to the sale and distribution of liquor and  
5 sparkling or fortified wine; providing for the application of this Act; and  
6 generally relating to the Liquor Control Board of Worcester County.

7 BY repealing and reenacting, with amendments,  
8 Article 2B – Alcoholic Beverages  
9 Section 15–204  
10 Annotated Code of Maryland  
11 (2005 Replacement Volume and 2007 Supplement)

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

14 **Article 2B – Alcoholic Beverages**

15 15–204.

16 (a) Except as otherwise provided in this section, the liquor control board in  
17 each county shall have an absolute monopoly of the sale and distribution of the  
18 particular alcoholic beverages which elsewhere in this subtitle it is empowered to sell.

19 (b) (1) Provided, that in Montgomery County no person, firm, or  
20 corporation shall keep for sale any alcoholic beverage not purchased from the  
21 Department of Liquor Control for Montgomery County, provided, however, that  
22 nothing in this subsection shall apply to a holder of a Class F license or a holder of a  
23 Class 1 beer, wine and liquor, Class 2 wine and liquor, Class 3 beer and wine, Class 4  
24 beer, or Class 5 wine wholesaler's license, who may not sell or deliver any alcoholic  
25 beverage in Montgomery County for resale except to a county liquor dispensary.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           (2)    Notwithstanding paragraph (1) of this subsection:

2                   (i)    A holder of a Class 6 limited wine wholesaler's license or of a  
3 nonresident winery permit may sell or deliver wine directly to a county liquor  
4 dispensary, restaurant, or other retail dealer in Montgomery County; and

5                   (ii)   A county liquor dispensary, restaurant, or other retail dealer  
6 in Montgomery County may purchase wine directly from a holder of a Class 6 limited  
7 wine wholesaler's license or of a nonresident winery permit.

8           (c)    This section does not apply to the sale and distribution of light wine in  
9 Somerset County.

10           (d)    In Wicomico County, the county dispensaries shall make wholesale sales  
11 of all liquors at a markup of not more than 15 percent above the operating cost to the  
12 dispensary to any licensee of a Class A, B, or C beer, wine and liquor license.

13           **(E)    THIS SECTION DOES NOT APPLY TO THE SALE AND DISTRIBUTION**  
14 **OF LIQUOR AND SPARKLING OR FORTIFIED WINE IN WORCESTER COUNTY.**

15           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16 October 1, 2008.