

CHAPTER 343

(Senate Bill 9)

AN ACT concerning

Prince George's County – Alcoholic Beverages – Beer Keg Sales – Registration Form

FOR the purpose of ~~requiring a person who sells beer in kegs at retail to write certain information about the purchaser on the registration form that the purchaser must complete and sign before the keg is sold or otherwise transferred~~ requiring a person who sells beer in kegs at retail in Prince George's County to complete certain registration forms with certain information about the purchaser of the beer kegs and to record on the copy of the registration form retained by the keg licensee the purchaser's identification number and the date the purchaser's identification number was issued; making a stylistic change; defining a certain term; and generally relating to the registration forms that accompany the sale of beer in kegs in Prince George's County.

BY renumbering

Article 2B – Alcoholic Beverages

Section 21–106(c), (d), (e), and (f), respectively
to be Section 21–106(d), (e), (f), and (g), respectively

Annotated Code of Maryland

(2005 Replacement Volume and 2007 Supplement)

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 21–106(a)

Annotated Code of Maryland

(2005 Replacement Volume and 2007 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 21–106(b)

Annotated Code of Maryland

(2005 Replacement Volume and 2007 Supplement)

BY adding to

Article 2B – Alcoholic Beverages

Section 21–106(c)

Annotated Code of Maryland

(2005 Replacement Volume and 2007 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That ~~the Laws of Maryland read as follows:~~ Section(s) 21-106(c), (d), (e), and (f), respectively, of Article 2B – Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s) 21-106(d), (e), (f), and (g), respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article 2B – Alcoholic Beverages

21-106.

(a) (1) In this section the following words have the meanings indicated.

(2) “Keg” means a container of beer with a capacity of at least 4 gallons, which is designed to dispense beer directly from the container.

(3) “Keg licensee” means a person that holds an alcoholic beverages license that authorizes that person to sell beer in kegs at retail.

(b) A keg licensee may not sell or otherwise transfer, or offer to sell or otherwise transfer the contents of a keg for consumption off-premises unless:

(1) The keg licensee provides to the purchaser a keg registration form approved and distributed by the State Comptroller that is designed to be affixed to the keg and that indicates the name and address of the licensed establishment and a registration number;

(2) ~~The~~ **EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, THE** purchaser provides identification and completes and signs a registration form with the following information:

(i) The purchaser’s name and address as shown on the identification produced; and

(ii) The date of purchase; ~~and~~

~~(3) THE KEG LICENSEE WRITES ON THE REGISTRATION FORM THE IDENTIFYING NUMBER OF THE PURCHASER’S:~~

~~(I) DRIVER’S LICENSE;~~

~~(II) PASSPORT; OR~~

~~(III) MILITARY IDENTIFICATION CARD; AND~~

~~[(3)](4)~~ The KEG licensee affixes the completed registration form to the keg and retains a copy of the form for 30 days on the licensed premises.

(C) (1) IN THIS SUBSECTION, "IDENTIFICATION NUMBER" MEANS THE IDENTIFYING NUMBER:

(I) ON THE PURCHASER'S DRIVER'S LICENSE;

(II) IF THE PURCHASER IS A RESIDENT OF THE STATE, ON THE PURCHASER'S IDENTIFICATION CARD AS PROVIDED FOR IN THE TRANSPORTATION ARTICLE;

(III) IF THE PURCHASER IS NOT A RESIDENT OF THE STATE, ON THE PURCHASER'S IDENTIFICATION CARD THAT IS ISSUED BY THE PURCHASER'S HOME STATE OR JURISDICTION; OR

(IV) THE IDENTIFICATION NUMBER ON A UNITED STATES MILITARY IDENTIFICATION CARD.

(2) IN PRINCE GEORGE'S COUNTY:

(I) THE KEG LICENSEE SHALL COMPLETE A REGISTRATION FORM WITH:

1. THE PURCHASER'S NAME;

2. THE DATE OF PURCHASE; AND

3. THE ADDRESS OF THE PURCHASER AS SHOWN ON THE IDENTIFICATION PRODUCED OR, IF THE PERSON PROVIDES A UNITED STATES MILITARY IDENTIFICATION CARD AS IDENTIFICATION, THE ADDRESS THAT THE PURCHASER PROVIDES;

(II) THE PURCHASER SHALL SIGN THE COMPLETED REGISTRATION FORM; AND

(III) THE KEG LICENSEE SHALL RECORD ON THE COPY OF THE REGISTRATION FORM RETAINED BY THE KEG LICENSEE THE PURCHASER'S IDENTIFICATION NUMBER AND THE DATE THAT THE PURCHASER'S IDENTIFICATION WAS ISSUED.

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

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MARTIN O'MALLEY, Governor

Approved by the Governor, May 13, 2008.