

# HOUSE BILL 436

A2

9lr1652  
CF SB 332

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By: **Delegates Eckardt, Haddaway, and Cane**  
Introduced and read first time: February 3, 2009  
Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Dorchester County – Alcoholic Beverages – Winery License**

3 FOR the purpose of authorizing the Dorchester County Board of License  
4 Commissioners to issue a Class W winery license to certain holders of a Class 4  
5 manufacturer’s license; specifying the privileges conferred by the Class W  
6 winery license, including the ability to sell wine and other products for  
7 consumption on or off the premises and to maintain furnishings to enable  
8 patrons to consume wine and food; specifying that a Class W winery license is a  
9 7–day license exempt from certain quotas; providing a license fee; specifying the  
10 hours of sale for a Class W winery license; and generally relating to alcoholic  
11 beverages in Dorchester County.

12 BY adding to

13 Article 2B – Alcoholic Beverages  
14 Section 4–301 to be under the new subtitle “Subtitle 3. Class W Winery  
15 Licenses”; and 11–510(b)(15)  
16 Annotated Code of Maryland  
17 (2005 Replacement Volume and 2008 Supplement)

18 BY repealing and reenacting, without amendments,

19 Article 2B – Alcoholic Beverages  
20 Section 11–510(a)  
21 Annotated Code of Maryland  
22 (2005 Replacement Volume and 2008 Supplement)

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

25 **Article 2B – Alcoholic Beverages**

26 **SUBTITLE 3. CLASS W WINERY LICENSES.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1 **4-301.**

2 (A) **THIS SECTION APPLIES ONLY IN DORCHESTER COUNTY.**

3 (B) **THE DORCHESTER COUNTY BOARD OF LICENSE COMMISSIONERS**  
4 **MAY ISSUE A CLASS W WINERY LICENSE TO A LICENSEE WHO:**

5 (1) **HOLDS A CLASS 4 MANUFACTURER'S LICENSE; AND**

6 (2) **HAS BEEN A RESIDENT OF THE STATE FOR AT LEAST 2 YEARS**  
7 **IMMEDIATELY BEFORE THE FILING OF AN APPLICATION FOR THE CLASS W**  
8 **WINERY LICENSE.**

9 (C) **THE ANNUAL LICENSE FEE IS \$50.**

10 (D) **A CLASS W WINERY LICENSE AUTHORIZES THE HOLDER TO:**

11 (1) **PROVIDE SAMPLES OF WINE AND OTHER PRODUCTS**  
12 **PRODUCED BY THE LICENSEE AT NO CHARGE;**

13 (2) **SELL WINE AND OTHER PRODUCTS PRODUCED BY THE**  
14 **LICENSEE FOR CONSUMPTION ON OR OFF THE PREMISES;**

15 (3) **HOLD PUBLIC AND PRIVATE EVENTS ON THE PREMISES**  
16 **IDENTIFIED IN THE LICENSE;**

17 (4) **SELL AND SERVE FOOD INCIDENTAL TO THE SAMPLING OF**  
18 **WINE; AND**

19 (5) **MAINTAIN TABLES, CHAIRS, AND OTHER APPROPRIATE**  
20 **INDOOR AND OUTDOOR FURNISHINGS TO ENABLE PATRONS TO CONSUME WINE**  
21 **AND FOOD.**

22 (E) **A CLASS W WINERY LICENSE IS A 7-DAY LICENSE.**

23 (F) **A CLASS W WINERY LICENSE IS EXEMPT FROM ANY QUOTA**  
24 **ESTABLISHED AS TO THE NUMBER OF LICENSES IN THE ELECTION DISTRICT**  
25 **WHERE THE CLASS W WINERY LICENSE IS TO BE LOCATED.**

26 (G) **A HOLDER OF A CLASS W WINERY LICENSE MAY LOCATE THE**  
27 **OPERATION:**

1           **(1) ON THE PREMISES FOR WHICH THE CLASS 4**  
2 **MANUFACTURER'S LICENSE WAS ISSUED;**

3           **(2) AT THE SAME ADDRESS AS ANOTHER CLASS W WINERY**  
4 **LICENSE; OR**

5           **(3) AT ANOTHER LOCATION THAT THE BOARD OF LICENSE**  
6 **COMMISSIONERS APPROVES.**

7 11-510.

8           (a) This section applies only in Dorchester County.

9           (b) Notwithstanding any other provisions of this subtitle, the hours for sale  
10 for alcoholic beverages are as follows:

11           **(15) FOR THE HOLDERS OF A CLASS W WINERY LICENSE, SALES**  
12 **ARE ALLOWED:**

13                   **(I) MONDAY THROUGH SATURDAY FROM 10 A.M. THROUGH**  
14 **1:45 A.M. THE FOLLOWING DAY; AND**

15                   **(II) SUNDAY FROM 10 A.M. THROUGH MIDNIGHT, EXCEPT IF**  
16 **CHRISTMAS EVE OR NEW YEAR'S EVE IS ON A SUNDAY, FROM 10 A.M. TO 2 A.M.**  
17 **THE FOLLOWING DAY.**

18           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
19 July 1, 2009.