

HOUSE BILL 833

A1

9lr0927

By: **Montgomery County Delegation**

Introduced and read first time: February 11, 2009

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 11, 2009

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County – Winery Special Event Permits – Montgomery County**
3 **Agricultural Fair**

4 **MC 928–09**

5 FOR the purpose of authorizing the Office of the Comptroller to issue a winery special
6 event permit to certain limited wineries for use during the entire length of the
7 Montgomery County Agricultural Fair; and generally relating to the use of
8 winery special event permits in Montgomery 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 2008 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 Office of the Comptroller may issue a winery special event
19 permit to a licensed Class 4 Maryland limited winery, provided that:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

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

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

7 **(2) IN ADDITION TO THE WINERY SPECIAL EVENT PERMIT UNDER**
8 **PARAGRAPH (1) OF THIS SUBSECTION, THE OFFICE OF THE COMPTROLLER MAY**
9 **ISSUE A WINERY SPECIAL EVENT PERMIT TO A LICENSED CLASS 4 MARYLAND**
10 **LIMITED WINERY FOR USE DURING THE ENTIRE LENGTH OF THE MONTGOMERY**
11 **COUNTY AGRICULTURAL FAIR.**

12 **[(2)] (3)** The winery special event permit may only be issued for an
13 event which:

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

17 (ii) Is approved by the Department of Agriculture and the Office
18 of the Comptroller; and

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

21 **[(3)] (4)** A winery special event permit shall authorize the holder to:

22 (i) Provide samples not to exceed 1 fluid ounce per brand to
23 consumers;

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

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

28 **[(4)] (5)** The winery special event permit application shall be filed
29 with the Office of the Comptroller not less than 15 days prior to any event.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 June 1, 2009.