

HOUSE BILL 1454

A2

(9lr3349)

ENROLLED BILL

—Economic Matters / Education, Health, and Environmental Affairs—

Introduced by ~~Delegate Stukes~~ Delegates Stukes, Kirk, and Haynes

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City - ~~44th Legislative District~~ Alcoholic Beverages - Beer, Wine,**
3 **and Liquor Tasting License**

4 FOR the purpose of establishing a Class BWLT beer, wine, and liquor tasting license
5 in ~~a~~ certain ~~part~~ parts of the 41st Legislative District, the 43rd Legislative
6 District, and the 44th legislative district of Baltimore City; establishing fees for
7 Class BWLT licenses; authorizing a Class BWLT license holder to allow the
8 consumption of certain alcoholic beverages for tasting or sampling; requiring a
9 Class A license holder to apply for a Class BWLT license in a certain manner;
10 requiring a Class BWLT license holder to dispose of any unconsumed alcoholic
11 beverages remaining in a container that was opened for tasting or sampling;
12 and generally relating to alcoholic beverages licenses in Baltimore City.

13 BY adding to
14 Article 2B – Alcoholic Beverages

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.

Italics indicate opposite chamber / conference committee amendments.



1 Section 8-403.2
2 Annotated Code of Maryland
3 (2005 Replacement Volume and 2008 Supplement)

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

6 **Article 2B - Alcoholic Beverages**

7 **8-403.2.**

8 (A) **THIS SECTION APPLIES ONLY IN ~~WARD 23, PRECINCT 1~~ WARD:**

9 **(1) WARD 27, PRECINCT 42 OF THE 41ST LEGISLATIVE DISTRICT**
10 **OF BALTIMORE CITY;**

11 **(2) WARD 27, PRECINCT 41 OF THE 43RD LEGISLATIVE DISTRICT**
12 **OF BALTIMORE CITY; AND**

13 **(3) WARD 11, PRECINCT 5 OF THE 44TH LEGISLATIVE DISTRICT**
14 **OF BALTIMORE CITY.**

15 (B) **THE BOARD OF LIQUOR LICENSE COMMISSIONERS MAY ISSUE A**
16 **CLASS BWLT BEER, WINE, AND LIQUOR (ON-PREMISES) TASTING LICENSE TO A**
17 **HOLDER OF A CLASS A BEER, WINE AND LIQUOR LICENSE.**

18 (C) (1) **THE FEES FOR A CLASS BWLT LICENSE ARE AS FOLLOWS:**

19 (I) **\$20 FOR A DAILY TASTING LICENSE, WHICH MAY BE**
20 **ISSUED NOT MORE THAN 12 TIMES IN ANY ANNUAL LICENSE YEAR;**

21 (II) **\$200 ANNUALLY FOR A 26-DAY TASTING LICENSE,**
22 **WHICH MAY BE USED CONSECUTIVELY OR NONCONSECUTIVELY; AND**

23 (III) **\$300 ANNUALLY FOR A 52-DAY TASTING LICENSE,**
24 **WHICH MAY BE USED CONSECUTIVELY OR NONCONSECUTIVELY.**

25 (2) **THE FEES FOR A CLASS BWLT LICENSE ARE IN ADDITION TO**
26 **THE CLASS A ANNUAL LICENSE FEE.**

27 (D) (1) **A CLASS BWLT LICENSE AUTHORIZES THE HOLDER TO**
28 **ALLOW THE ON-PREMISES CONSUMPTION OF BEER, LIGHT WINE, AND LIQUOR**
29 **FOR TASTING OR SAMPLING.**

1 **(2) A PERSON MAY CONSUME BEER, LIGHT WINE, OR LIQUOR**
2 **COVERED BY A CLASS BWLT LICENSE IN A QUANTITY NOT EXCEEDING:**

3 **(I) 1 OUNCE OF LIGHT WINE FROM A GIVEN BRAND IN A**
4 **SINGLE DAY;**

5 **(II) 3 OUNCES OF BEER FROM A GIVEN BRAND IN A SINGLE**
6 **DAY; AND**

7 **(III) ONE-HALF OUNCE OF LIQUOR FROM A GIVEN BRAND IN**
8 **A SINGLE DAY.**

9 **(E) AT THE END OF EACH DAY FOR WHICH A CLASS BWLT LICENSE IS**
10 **VALID, THE HOLDER OF THE LICENSE SHALL DISPOSE OF ANY UNCONSUMED**
11 **ALCOHOLIC BEVERAGE REMAINING IN A CONTAINER THAT WAS OPENED FOR**
12 **TASTING OR SAMPLING.**

13 **(F) (1) EACH CLASS A LICENSE HOLDER THAT SEEKS ISSUANCE OF A**
14 **BWLT LICENSE FOR WHICH THE HOLDER IS ELIGIBLE SHALL APPLY FOR THE**
15 **LICENSE ON FORMS PROVIDED BY THE BOARD OF LIQUOR LICENSE**
16 **COMMISSIONERS.**

17 **(2) THE FORMS PROVIDED BY THE BOARD OF LIQUOR LICENSE**
18 **COMMISSIONERS UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL SPECIFY**
19 **THE DATE OR DATES ON WHICH THE TASTING IS REQUESTED TO OCCUR.**

20 **(3) THE APPLICATION AND PAYMENT FOR THE DAILY LICENSE**
21 **SHALL BE SUBMITTED AT LEAST 7 DAYS IN ADVANCE OF THE TASTING EVENT OR**
22 **7 DAYS IN ADVANCE OF THE FIRST DAY OF CONSECUTIVE DAY TASTING EVENTS.**

23 **(4) THE APPLICATION AND PAYMENT FOR THE 26-DAY TASTING**
24 **LICENSE AND THE 52-DAY TASTING LICENSE SHALL BE MADE AT LEAST 7 DAYS**
25 **IN ADVANCE OF THE FIRST PROPOSED TASTING EVENT.**

26 **(5) THE HOLDER OF A 26-DAY TASTING LICENSE AND A 52-DAY**
27 **TASTING LICENSE SHALL NOTIFY THE BOARD OF LIQUOR LICENSE**
28 **COMMISSIONERS, ON FORMS APPROVED BY THE BOARD, OF ADDITIONAL**
29 **TASTING EVENTS AUTHORIZED BY THE LICENSES.**

30 **(G) THE PROVISIONS OF THIS SECTION ARE NOT RESTRICTED BY:**

31 **(1) § 12-107(B) OF THIS ARTICLE; AND**

1 **(2) THE PROVISIONS IN § 9-102 OF THIS ARTICLE THAT PROHIBIT**
2 **THE ISSUANCE OF TWO LICENSES FOR THE SAME PREMISES.**

3 **(H) THE HOLDER OF A CLASS BWLT LICENSE MAY EXERCISE THE**
4 **PRIVILEGES OF THIS SECTION DURING THE HOURS AND DAYS PROVIDED FOR**
5 **UNDER THE HOLDER’S RESPECTIVE CLASS A LICENSE.**

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

Approved:

_____ Governor.

_____ Speaker of the House of Delegates.

_____ President of the Senate.