

HOUSE BILL 1454

A2
SB 18/08 – EHE

9lr3349
CF SB 976

By: ~~Delegate Stukes~~ **Delegates Stukes, Kirk, and Haynes**

Introduced and read first time: February 27, 2009

Assigned to: Rules and Executive Nominations

Re-referred to: Economic Matters, March 16, 2009

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 2009

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 of the 44th legislative district of Baltimore City; establishing
6 fees for Class BWLT licenses; authorizing a Class BWLT license holder to allow
7 the consumption of certain alcoholic beverages for tasting or sampling;
8 requiring a Class A license holder to apply for a Class BWLT license in a certain
9 manner; requiring a Class BWLT license holder to dispose of any unconsumed
10 alcoholic beverages remaining in a container that was opened for tasting or
11 sampling; and generally relating to alcoholic beverages licenses in Baltimore
12 City.

13 BY adding to
14 Article 2B – Alcoholic Beverages
15 Section 8–403.2
16 Annotated Code of Maryland
17 (2005 Replacement Volume and 2008 Supplement)

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

20 **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.



1 **8-403.2.**

2 (A) **THIS SECTION APPLIES ONLY IN ~~WARD 23, PRECINCT 1~~ WARD 11,**
3 **PRECINCT 5 OF THE 44TH LEGISLATIVE DISTRICT OF BALTIMORE CITY.**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

8 **(3) THE APPLICATION AND PAYMENT FOR THE DAILY LICENSE**
9 **SHALL BE SUBMITTED AT LEAST 7 DAYS IN ADVANCE OF THE TASTING EVENT OR**
10 **7 DAYS IN ADVANCE OF THE FIRST DAY OF CONSECUTIVE DAY TASTING EVENTS.**

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

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

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

19 **(1) § 12-107(B) OF THIS ARTICLE; AND**

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

22 **(H) THE HOLDER OF A CLASS BWLT LICENSE MAY EXERCISE THE**
23 **PRIVILEGES OF THIS SECTION DURING THE HOURS AND DAYS PROVIDED FOR**
24 **UNDER THE HOLDER'S RESPECTIVE CLASS A LICENSE.**

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