

# SENATE BILL 397

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CF 9lr2225

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By: **Harford County Senators**

Introduced and read first time: February 2, 2009

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

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

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

13 BY adding to

14 Article 2B – Alcoholic Beverages

15 Section 4–301 to be under the new subtitle “Subtitle 3. Class W Winery  
16 Licenses”; and 11–513(d)

17 Annotated Code of Maryland

18 (2005 Replacement Volume and 2008 Supplement)

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

21 **Article 2B – Alcoholic Beverages**

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

23 **4–301.**

24 **(A) THIS SECTION APPLIES ONLY IN HARFORD COUNTY.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(B) THE HARFORD COUNTY LIQUOR CONTROL BOARD MAY ISSUE A**  
2 **CLASS W WINERY LICENSE TO A LICENSEE WHO:**

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

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

7           **(C) THE ANNUAL LICENSE FEE SHALL BE SET BY THE LIQUOR CONTROL**  
8 **BOARD BUT MAY NOT EXCEED \$200.**

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

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

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

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

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

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

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

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

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

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

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

1                   **(3) AT ANOTHER LOCATION THAT THE LIQUOR CONTROL BOARD**  
2 **APPROVES.**

3 11-513.

4                   **(D) FOR THE HOLDERS OF A CLASS W WINERY LICENSE, SALES ARE**  
5 **ALLOWED:**

6                   **(1) MONDAY THROUGH SATURDAY FROM 10 A.M. THROUGH 1:45**  
7 **A.M. THE FOLLOWING DAY; AND**

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

11                   SECTION 2. AND BE IT FURTHER ENACTED, That a holder of a Class 4  
12 license who holds a Class A light wine license issued by the Harford County Liquor  
13 Control Board may surrender the Class A license to the Board and, in exchange, be  
14 issued a Class W winery license created by this Act at no charge. The expiration date  
15 of a Class W winery license issued under this section shall be the same as the  
16 expiration date of the surrendered Class A light wine license.

17                   SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 July 1, 2009.