

SENATE BILL 983

A2

9lr3296

By: ~~Senator Conway~~ ~~Senators Conway and Gladden~~ Conway, Gladden, and Jones

Introduced and read first time: February 23, 2009

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, March 5, 2009

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 27, 2009

Returned to second reading: March 29, 2009

Senate action: Adopted with floor amendments

Read second time: March 30, 2009

CHAPTER _____

1 AN ACT concerning

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

14 BY adding to
 15 Article 2B – Alcoholic Beverages
 16 Section 8-403.2
 17 Annotated Code of Maryland
 18 (2005 Replacement Volume and 2008 Supplement)

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

3 **Article 2B – Alcoholic Beverages**

4 **8–403.2.**

5 (A) THIS SECTION APPLIES ONLY IN:

6 (1) WARD 27, PRECINCT 42 OF THE 41ST LEGISLATIVE DISTRICT
7 OF BALTIMORE CITY; AND

8 (2) ~~WARD~~ WARD 27, PRECINCT 32 41 OF THE 43RD LEGISLATIVE
9 DISTRICT OF BALTIMORE CITY; AND

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

12 (B) THE BOARD OF LIQUOR LICENSE COMMISSIONERS FOR
13 BALTIMORE CITY MAY ISSUE A CLASS BWLT BEER, WINE, AND LIQUOR
14 (ON–PREMISES) TASTING LICENSE TO A HOLDER OF A CLASS A BEER, WINE AND
15 LIQUOR LICENSE.

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

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

19 (II) \$200 ANNUALLY FOR A 26–DAY TASTING LICENSE,
20 WHICH MAY BE USED CONSECUTIVELY OR NONCONSECUTIVELY; AND

21 (III) \$300 ANNUALLY FOR A 52–DAY TASTING LICENSE,
22 WHICH MAY BE USED CONSECUTIVELY OR NONCONSECUTIVELY.

23 (2) THE FEES FOR A CLASS BWLT LICENSE ARE IN ADDITION TO
24 THE CLASS A ANNUAL LICENSE FEE.

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

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

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

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

5 (III) ONE-HALF OUNCE OF LIQUOR FROM A GIVEN BRAND IN
6 A SINGLE DAY.

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

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

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

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

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

25 (5) THE HOLDER OF A 26-DAY TASTING LICENSE AND A 52-DAY
26 TASTING LICENSE SHALL NOTIFY THE BOARD OF LIQUOR LICENSE
27 COMMISSIONERS FOR BALTIMORE CITY, ON FORMS APPROVED BY THE BOARD
28 OF LIQUOR LICENSE COMMISSIONERS FOR BALTIMORE CITY, 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

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

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

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.