

HOUSE BILL 947

A2

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By: ~~Delegates Frush, Barnes, Beidle, Kipke, Love, McConkey, Pena Melnyk, Schuh, and Sophocleus~~ Anne Arundel County Delegation

Introduced and read first time: February 12, 2010

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 2010

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Tasting Licenses**

3 FOR the purpose of creating in Anne Arundel County a ~~CBWT~~ BWST ~~cordial, beer,~~
4 ~~and wine~~ beer, wine and spirits tasting (on-premises) license; specifying that
5 the ~~CBWT~~ BWST license may be issued to certain persons; creating a license fee
6 schedule for a ~~CBWT~~ BWST license and altering the fee schedule for a BWT
7 beer and wine (on-premises) tasting license; specifying certain limitations on
8 the amount of alcoholic beverages that may be offered for on-premises
9 consumption; providing for the termination of this Act; and generally relating to
10 alcoholic beverages licenses in Anne Arundel County.

11 BY repealing and reenacting, with amendments,
12 Article 2B – Alcoholic Beverages
13 Section 8–402
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2009 Supplement)

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

18 **Article 2B – Alcoholic Beverages**

19 8–402.

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 (a) This section applies only in Anne Arundel County.

2 (b) In this section, "Board" means the Anne Arundel County Board of License
3 Commissioners.

4 (c) There is a Class ~~CBWT~~ BWST CORDIAL, BEER, AND WINE
5 (ON-PREMISES) TASTING LICENSE, A BWT beer and wine (on-premises) tasting
6 license, and a WS wine sampling (on-premises) license.

7 (d) (1) (I) A CLASS ~~CBWT~~ BWST LICENSE MAY ONLY BE ISSUED
8 TO A HOLDER OF A CLASS BWL BEER, WINE AND LIQUOR (ON-PREMISES)
9 LICENSE.

10 (II) A Class BWT license may only be issued to a holder of a
11 Class BWL beer, wine and liquor (on-premises) license or a Class BW beer and wine
12 (on-sale) license.

13 (2) The annual fee for a Class ~~CBWT~~ BWST or BWT license is \$150.

14 [(i) \$50 for a holder of a Class BWL license; and

15 (ii) \$50 for a holder of a Class BW license.]

16 ~~(I) FOR A LICENSE THAT IS IN EFFECT FOR ANY 26 DAYS IN~~
17 ~~A LICENSING PERIOD, \$125;~~

18 ~~(II) FOR A LICENSE THAT IS IN EFFECT FOR ANY 52 DAYS IN~~
19 ~~A LICENSING PERIOD, \$200; AND~~

20 ~~(III) FOR A LICENSE THAT IS IN EFFECT FOR 365 DAYS IN A~~
21 ~~LICENSING PERIOD, \$400.~~

22 (3) THE ANNUAL FEE FOR A CLASS BWST LICENSE IS \$500.

23 ~~(4)~~ (4) The annual fee for a Class ~~CBWT~~ BWST or BWT license is in
24 addition to the Class BWL or BW annual fee.

25 ~~(4)~~ (5) A CLASS ~~CBWT~~ BWST LICENSE AUTHORIZES A HOLDER
26 TO PERMIT THE ON-PREMISES CONSUMPTION OF THE FOLLOWING ALCOHOLIC
27 BEVERAGES FOR TASTING OR SAMPLING PURPOSES ONLY:

28 (I) ~~CORDIALS~~ LIQUOR TO BE SERVED IN A QUANTITY OF
29 NOT MORE THAN ONE-HALF OUNCE ~~OF LIQUOR~~ FROM EACH ~~GIVEN BRAND~~ OF
30 ANY OF FIVE BRANDS TO ANY ONE PERSON PER DAY;

1 **(II) LIGHT WINE TO BE SERVED IN A QUANTITY OF NOT**
2 **MORE THAN 1 OUNCE FROM EACH GIVEN BRAND TO ANY ONE PERSON; AND**

3 **(III) BEER TO BE SERVED IN A QUANTITY OF NOT MORE**
4 **THAN 3 OUNCES TO ANY ONE PERSON.**

5 ~~[(4)]~~ ~~(5)~~ **(6)** The Class BWT license authorizes a holder to permit the
6 on-premises consumption of the following alcoholic beverages for tasting or sampling
7 purposes only:

8 (i) Light wine to be served in a quantity of not more than 1
9 ounce from each given brand to any one person; and

10 (ii) Beer to be served in a quantity of not more than 3 ounces to
11 any one person.

12 (e) (1) The Board may issue a WS (wine sampling) license to bona fide
13 nonprofit organizations.

14 (2) The WS license authorizes the consumption of wine for tasting or
15 sampling purposes:

16 (i) On Class B beer and wine or beer, wine and liquor licensed
17 premises with the consent of the licensee; or

18 (ii) On premises without a permanent alcoholic beverages
19 license.

20 (3) The licensee may not serve more than 2 ounces from each brand to
21 any 1 person.

22 (4) The bona fide nonprofit organization:

23 (i) Shall apply for a WS license at least 15 days prior to the day
24 of issuance; and

25 (ii) May not be issued more than 12 WS licenses in any given
26 license year.

27 (5) The daily license fee is \$15.

28 (6) The WS licensee may bring wine onto Class B licensed premises for
29 sampling or tasting purposes only.

30 (f) The provisions of this section are not restricted by:

31 (1) The provisions in subsection (b) of § 12-107 of this article; and

1 (2) The provisions of law under § 9–102 of this article prohibiting the
2 issuance of 2 licenses for the same premises.

3 (g) In the City of Annapolis, the Mayor and City Council may approve the
4 issuance of a BWT license or a WS license. The fees for the licenses shall be set by the
5 Mayor and City Council.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2010. It shall remain effective for a period of 3 years and, at the end of June 30,
8 2013, with no further action required by the General Assembly, this Act shall be
9 abrogated and of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.