

# HOUSE BILL 479

A2

11r1492  
CF 11r1827

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By: **Frederick County Delegation**

Introduced and read first time: February 7, 2011

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Winery Special Event Permits – Farmers’ Markets**

3 FOR the purpose of authorizing the issuance of a certain number of additional winery  
4 special event permits to certain wineries for use in certain farmers’ markets in  
5 Frederick County; prohibiting a holder of a permit from selling wine by the  
6 glass; requiring that a certain individual who is certified by an alcohol  
7 awareness program be present during the hours when wine may be sold; and  
8 generally relating to farmers’ markets in Frederick County.

9 BY repealing and reenacting, with amendments,  
10 Article 2B – Alcoholic Beverages  
11 Section 2–101(u)(1)  
12 Annotated Code of Maryland  
13 (2005 Replacement Volume and 2010 Supplement)

14 BY adding to  
15 Article 2B – Alcoholic Beverages  
16 Section 2–101(u)(9)  
17 Annotated Code of Maryland  
18 (2005 Replacement Volume and 2010 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 2–101.

23 (u) (1) The Office of the Comptroller may issue a winery special event  
24 permit to a licensed Class 4 Maryland limited winery, provided that:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) Except as provided in paragraphs (6), (7), [and] (8), AND (9)  
2 of this subsection, no more than 12 winery special event permits are issued to the  
3 Class 4 Maryland limited winery in any given calendar year;

4 (ii) The permit does not exceed 3 consecutive days; and

5 (iii) Except as provided in paragraphs (6), (7), [and] (8), AND (9)  
6 of this subsection, no more than three winery special event permits are issued in any  
7 calendar year to any given limited winery for use in the same political subdivision.

8 (9) (I) IN ADDITION TO THE WINERY SPECIAL EVENT PERMITS  
9 THAT MAY BE ISSUED UNDER PARAGRAPH (1)(I) AND (III) OF THIS SUBSECTION,  
10 A CLASS 4 MARYLAND LIMITED WINERY MAY BE ISSUED NOT MORE THAN 12  
11 WINERY SPECIAL EVENT PERMITS FOR USE AT FARMERS' MARKETS IN  
12 FREDERICK COUNTY THAT ARE LISTED ON THE FARMERS' MARKET  
13 DIRECTORY OF THE MARYLAND DEPARTMENT OF AGRICULTURE.

14 (II) IF A WINERY SPECIAL EVENT PERMIT IS ISSUED UNDER  
15 THIS PARAGRAPH:

16 1. THE HOLDER OF THE PERMIT MAY NOT SELL WINE  
17 BY THE GLASS; AND

18 2. THE FARMERS' MARKET ADMINISTRATOR OR THE  
19 ADMINISTRATOR'S DESIGNEE AND THE HOLDER OF THE PERMIT OR THE  
20 HOLDER'S DESIGNEE SHALL BE:

21 A. CERTIFIED BY AN ALCOHOL AWARENESS  
22 PROGRAM APPROVED BY THE COMPTROLLER; AND

23 B. PRESENT DURING THE HOURS WHEN WINE MAY  
24 BE SOLD.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 June 1, 2011.