

HOUSE BILL 717

A1

2lr2047
CF SB 386

By: **Delegates Hershey, Jacobs, Kipke, McDermott, and Smigiel**

Introduced and read first time: February 8, 2012

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Distilleries – Tours, Samples, and Sales**

3 FOR the purpose of expanding the privileges of a distillery license so that the holder of
4 the license may conduct guided tours of the licensed premises, serve not more
5 than a certain number of samples of products manufactured at the licensed
6 premises, sell certain foods and beverages, sell products manufactured on the
7 licensed premises for consumption off the licensed premises, and sell related
8 merchandise; and generally relating to the privileges of alcoholic beverages and
9 distillery licenses.

10 BY repealing and reenacting, with amendments,
11 Article 2B – Alcoholic Beverages
12 Section 2–202
13 Annotated Code of Maryland
14 (2011 Replacement Volume)

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

17 **Article 2B – Alcoholic Beverages**

18 2–202.

19 A Class 1 manufacturer's license:

20 (1) Is a distillery license;

21 (2) Authorizes the:

22 (i) Establishment and operation in this State of a plant for
23 distilling brandy, rum, whiskey, alcohol and neutral spirits;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) Sale and delivery of those alcoholic beverages in bulk to
2 persons authorized in this State to acquire them; and

3 (iii) Sale and delivery of those alcoholic beverages to persons
4 located outside this State;

5 (3) Shall be obtained for each trade name and for each distillery in
6 this State;

7 (4) Permits a distiller to manufacture alcoholic beverages in the name
8 of another person or under a trade name, provided a distillery license has been issued
9 to that other person or under that trade name, as the case may be; [and]

10 (5) Permits the holder of [such a] **THE** license to acquire bulk alcoholic
11 beverages from the holder of a distillery, rectifying, or winery license in this State or
12 from the holder of a nonresident dealer's permit; **AND**

13 **(6) PERMITS THE HOLDER OF THE LICENSE TO:**

14 **(I) CONDUCT GUIDED TOURS OF THE LICENSED PREMISES;**

15 **(II) SERVE NOT MORE THAN THREE SAMPLES OF PRODUCTS**
16 **MANUFACTURED AT THE LICENSED PREMISES, WITH EACH SAMPLE CONSISTING**
17 **OF NOT MORE THAN ONE-HALF OUNCE FROM A SINGLE PRODUCT, TO PERSONS**
18 **WHO HAVE ATTAINED THE LEGAL DRINKING AGE AND PARTICIPATED IN A**
19 **GUIDED TOUR OF THE LICENSED PREMISES;**

20 **(III) SELL OR SERVE:**

21 **1. NONALCOHOLIC BEVERAGES;**

22 **2. BREAD AND OTHER BAKED GOODS;**

23 **3. CHILI;**

24 **4. CHOCOLATE;**

25 **5. CRACKERS;**

26 **6. CURED MEAT;**

27 **7. FRUITS (WHOLE AND CUT);**

1 8. **SALADS AND VEGETABLES (WHOLE AND CUT);**

2 9. **HARD AND SOFT CHEESE (WHOLE AND CUT);**

3 10. **ICE CREAM;**

4 11. **JELLY AND JAM;**

5 12. **VINEGAR;**

6 13. **PIZZA;**

7 14. **PREPACKAGED SANDWICHES AND OTHER**
8 **PREPACKAGED FOODS READY TO BE EATEN;**

9 15. **SOUP; AND**

10 16. **CONDIMENTS; AND**

11 **(IV) SELL NOT MORE THAN THREE 750-MILLILITER**
12 **BOTTLES OF PRODUCTS MANUFACTURED ON THE LICENSED PREMISES, FOR**
13 **CONSUMPTION OFF THE LICENSED PREMISES, AND RELATED MERCHANDISE TO**
14 **PERSONS WHO HAVE ATTAINED THE LEGAL DRINKING AGE AND PARTICIPATED**
15 **IN A GUIDED TOUR OF THE LICENSED PREMISES.**

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 July 1, 2012.