

Department of Legislative Services
Maryland General Assembly
2012 Session

FISCAL AND POLICY NOTE
Revised

House Bill 814
Economic Matters

(Prince George's County Delegation)
Education, Health, and Environmental Affairs

Prince George's County - Alcoholic Beverages Licensee - Retail Delivery to
Consumer - Prohibition
PG 301-12

This bill prohibits an alcoholic beverages licensee in Prince George's County from making an off-site retail delivery of alcoholic beverages to the residence of a consumer. The prohibition does not apply to a business located in National Harbor that delivers alcoholic beverages to a person in National Harbor.

The bill takes effect July 1, 2012.

Fiscal Summary

State Effect: None.

Local Effect: Minimal. It is assumed that the Prince George's County Board of License Commissioners can handle enforcement with existing budgeted resources.

Small Business Effect: Potential meaningful. It is assumed that the four retail stores already approved for off-site delivery by the board will be negatively affected. However, because the approvals were relatively recent, this impact may not be severe.

Analysis

Current Law: Retail delivery to a purchaser of any alcoholic beverage is prohibited unless:

- the delivery is made from the retail licensed premises by the retail license holder or employee of the retail license holder authorized to sell and distribute alcoholic beverages by the local licensing authority in the jurisdiction where the delivery is made; and
- the retail license holder obtains a letter of authorization from the local licensing authority to make deliveries and complies with any regulations promulgated by the local licensing authority pertaining to those deliveries.

There are some jurisdictions that currently allow retail delivery under specified related statutory provisions.

In addition to retail delivery, Chapter 204 of 2011 repealed the direct wine seller's permit and established a direct wine shipper's permit as well as a common carrier permit to be issued by the Comptroller's Office. A person permitted as a direct wine shipper may engage in shipping wine directly to a resident in the State. The initial fee for the direct wine shipper permit is \$200 and the common carrier permit fee is \$100. The Comptroller must submit a specified report on the impact of direct wine shipping by December 31, 2012.

Background: As of February 1, 2012, the Prince George's County Board of License Commissioners had granted four permits for making off-site retail deliveries.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Prince George's County, Department of Legislative Services

Fiscal Note History: First Reader - February 23, 2012
mm/hlb Revised - House Third Reader - March 19, 2012

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