

# HOUSE BILL 590

A1

3lr0632  
CF 3lr2956

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By: Delegates Arora, Afzali, Aumann, Barnes, Barve, Beitzel, Boteler, Braveboy, Cardin, Carr, Carter, Cluster, Conaway, Cullison, DeBoy, Dumais, Dwyer, Feldman, Frick, Frush, George, Gilchrist, Glass, Guzzone, Haddaway–Ricchio, Hershey, Hixson, Holmes, Hough, Howard, Hucker, Impallaria, Ivey, Jacobs, Kaiser, A. Kelly, Kipke, Kramer, Krebs, Lee, Luedtke, McComas, McConkey, McDermott, McMillan, A. Miller, Mizeur, Morhaim, Myers, O’Donnell, Otto, Parrott, Reznik, B. Robinson, S. Robinson, Rosenberg, Schulz, Serafini, Simmons, Smigiel, Sophocleus, Stein, Stukes, Summers, Szeliga, Tarrant, F. Turner, Valderrama, Valentino–Smith, Vitale, Waldstreicher, Walker, A. Washington, M. Washington, Wilson, and Zucker

Introduced and read first time: January 31, 2013

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Direct Shipment – Kosher or Sacramental Wine Sold at**  
3 **Retail**

4 FOR the purpose of altering the qualifications of an applicant for a direct wine  
5 shipper’s permit to include a person licensed by the State or licensed outside the  
6 State to engage in the retail sale of wine for consumption off the premises,  
7 subject to a certain provision of law; limiting the use of a direct wine shipper’s  
8 permit by certain persons to the shipment to a consumer in the State of certain  
9 kosher wine or sacramental wine; authorizing a certain holder of a direct wine  
10 shipper’s permit to sell certain kosher wine or sacramental wine through a  
11 holder of a common carrier permit by receiving and filling orders that a  
12 consumer transmits by electronic or other means; and generally relating to the  
13 direct shipment of kosher wine or sacramental wine sold at retail by a holder of  
14 a direct wine shipper’s permit.

15 BY repealing and reenacting, with amendments,  
16 Article 2B – Alcoholic Beverages  
17 Section 7.5–103 and 7.5–105  
18 Annotated Code of Maryland  
19 (2011 Replacement Volume and 2012 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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 7.5–103.

5 **(A)** To qualify for a direct wine shipper’s permit, an applicant shall be:

6 (1) A person licensed outside the State to engage in the manufacture  
7 of wine; [or]

8 (2) A holder of a Class 3 manufacturer’s license or a Class 4  
9 manufacturer’s license issued under this article; **OR**

10 **(3) SUBJECT TO SUBSECTION (B) OF THIS SECTION, A PERSON**  
11 **LICENSED BY THE STATE OR LICENSED OUTSIDE THE STATE TO ENGAGE IN THE**  
12 **RETAIL SALE OF WINE FOR CONSUMPTION OFF THE PREMISES.**

13 **(B) A PERSON WHO QUALIFIES FOR A DIRECT WINE SHIPPER’S PERMIT**  
14 **UNDER SUBSECTION (A)(3) OF THIS SECTION MAY USE THE DIRECT WINE**  
15 **SHIPPER’S PERMIT TO SHIP TO A CONSUMER IN THE STATE ONLY:**

16 **(1) KOSHER WINE; OR**

17 **(2) SACRAMENTAL WINE FOR USE IN A RELIGIOUS CEREMONY.**

18 7.5–105.

19 **(A) [A] SUBJECT TO SUBSECTION (B) OF THIS SECTION, A direct wine**  
20 **shipper’s permit entitles the holder to sell wine [manufactured by the holder] through**  
21 **a holder of a common carrier permit to a consumer by receiving and filling orders that**  
22 **the consumer transmits by electronic or other means.**

23 **(B) A HOLDER OF A DIRECT WINE SHIPPER’S PERMIT UNDER**  
24 **SUBSECTION (A) OF THIS SECTION MAY SELL WINE THAT IS:**

25 **(1) MANUFACTURED BY THE HOLDER;**

26 **(2) KOSHER WINE SOLD AT RETAIL BY THE HOLDER; OR**

27 **(3) SACRAMENTAL WINE FOR USE IN A RELIGIOUS CEREMONY**  
28 **SOLD AT RETAIL BY THE HOLDER.**

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2    July 1, 2013.