

# SENATE BILL 16

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(PRE-FILED)

3lr0554  
CF HB 18

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By: **Senator Reilly**

Requested: October 12, 2012

Introduced and read first time: January 9, 2013

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 15, 2013

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Refillable Container License**

3 FOR the purpose of creating in Anne Arundel County a refillable container license;  
4 authorizing the Board of License Commissioners to issue the license to a holder  
5 of certain classes of alcoholic beverages license issued by the Board; specifying  
6 that a holder of the license may sell draft beer for consumption off the licensed  
7 premises in a certain refillable container; requiring a refillable container to  
8 meet certain requirements; requiring an applicant for the license to complete a  
9 certain form and pay a certain fee; requiring that certain applicants meet  
10 certain advertising, posting of notice, and public hearing requirements;  
11 specifying the term of the license; specifying the hours of sale for the license;  
12 allowing a holder of the license to refill only a refillable container that was  
13 branded by ~~the~~ a license holder; requiring the Board to adopt certain  
14 regulations; and generally relating to alcoholic beverages in Anne Arundel  
15 County.

16 BY repealing and reenacting, without amendments,  
17 Article 2B – Alcoholic Beverages  
18 Section 8–202(a) and (b)  
19 Annotated Code of Maryland  
20 (2011 Replacement Volume and 2012 Supplement)

21 BY adding to  
22 Article 2B – Alcoholic Beverages

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**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 Section 8–202(l)  
 2 Annotated Code of Maryland  
 3 (2011 Replacement Volume and 2012 Supplement)

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

6 **Article 2B – Alcoholic Beverages**

7 8–202.

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

9 (b) (1) In this section the following words have the meanings indicated.

10 (2) “Board” means the Board of License Commissioners.

11 (3) “License” means a license for the sale of alcoholic beverages that is  
 12 issued by the Board.

13 **(L) (1) THERE IS A REFILLABLE CONTAINER LICENSE.**

14 **(2) THE BOARD MAY ISSUE A REFILLABLE CONTAINER LICENSE**  
 15 **TO A HOLDER OF A CLASS A LICENSE OR A CLASS D LICENSE.**

16 **(3) SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, A**  
 17 **REFILLABLE CONTAINER LICENSE ENTITLES THE LICENSE HOLDER TO SELL**  
 18 **DRAFT BEER FOR CONSUMPTION OFF THE LICENSED PREMISES IN A**  
 19 **REFILLABLE CONTAINER WITH A CAPACITY OF NOT LESS THAN 32 OUNCES AND**  
 20 **NOT MORE THAN ~~182~~ 128 OUNCES.**

21 **(4) TO BE USED AS A REFILLABLE CONTAINER UNDER**  
 22 **PARAGRAPH (3) OF THIS SUBSECTION, A CONTAINER SHALL:**

23 **(I) BE SEALABLE;**

24 **(II) BE BRANDED WITH AN IDENTIFYING MARK OF ~~THE~~ A**  
 25 **LICENSE HOLDER;**

26 **(III) BEAR THE FEDERAL HEALTH WARNING STATEMENT**  
 27 **REQUIRED FOR CONTAINERS OF ALCOHOLIC BEVERAGES UNDER 27 C.F.R.**  
 28 **16.21;**

29 **(IV) DISPLAY INSTRUCTIONS FOR CLEANING THE**  
 30 **CONTAINER; AND**



1                   **(8) A LICENSE HOLDER MAY REFILL ONLY A REFILLABLE**  
2 **CONTAINER THAT WAS BRANDED BY ~~THE~~ A LICENSE HOLDER.**

3                   **(9) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS**  
4 **SUBSECTION.**

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

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.