

# HOUSE BILL 520

A1

6lr1661

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By: **Delegate Mautz**

Introduced and read first time: February 1, 2016

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Auxiliary Winery Permit**

3 FOR the purpose of establishing an auxiliary wine permit; authorizing the Comptroller to  
4 issue the permit to a Class 4 limited winery for use at a location off the licensed  
5 premises anywhere in the State; providing that there is no limit as to the number of  
6 permits that may be issued to a single applicant; authorizing the holder of the permit  
7 to exercise the privileges with certain exceptions that are allowed at the premises for  
8 which the holder's Class 4 license is issued; requiring that an agent who is certified  
9 by an approved alcohol awareness program be present while a permit holder sells or  
10 provides samples of wine; specifying that a holder of a Class 4 license may be issued  
11 a certain number of permits; requiring an applicant for a permit to submit a certain  
12 application to the Comptroller; providing for an annual permit fee; and generally  
13 relating to alcoholic beverages permits issued by the Comptroller.

14 BY adding to

15 Article – Alcoholic Beverages

16 Section 2–132.1

17 Annotated Code of Maryland

18 (As enacted by Chapter \_\_\_ (S.B.\_\_\_)(6LR1406) of the Acts of the General Assembly  
19 of 2016)

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

22 **Article – Alcoholic Beverages**

23 **2–132.1.**

24 **(A) THERE IS AN AUXILIARY WINERY PERMIT.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(B) (1) THE COMPTROLLER MAY ISSUE THE PERMIT TO A CLASS 4**  
2 **LIMITED WINERY FOR USE AT A LOCATION OFF THE LICENSED PREMISES ANYWHERE**  
3 **IN THE STATE.**

4           **(2) THERE IS NO LIMIT AS TO THE NUMBER OF PERMITS THAT MAY BE**  
5 **ISSUED TO A SINGLE APPLICANT.**

6           **(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**  
7 **THE PERMIT AUTHORIZES THE HOLDER TO EXERCISE ALL OF THE PRIVILEGES**  
8 **ALLOWED AT THE PREMISES FOR WHICH THE HOLDER'S CLASS 4 LICENSE IS ISSUED.**

9           **(2) THE PERMIT HOLDER MAY NOT FERMENT AND BOTTLE WINE OR**  
10 **DISTILL AND BOTTLE POMACE BRANDY AT THE LOCATION DESCRIBED IN THE**  
11 **PERMIT.**

12           **(D) WHILE SELLING OR PROVIDING SAMPLES OF WINE, A PERMIT HOLDER**  
13 **SHALL HAVE AN AGENT PRESENT WHO IS CERTIFIED BY AN APPROVED ALCOHOL**  
14 **AWARENESS PROGRAM.**

15           **(E) A HOLDER OF A CLASS 4 LIMITED WINERY LICENSE MAY BE ISSUED**  
16 **ONLY ONE AUXILIARY WINERY PERMIT.**

17           **(F) AN APPLICANT SHALL:**

18                   **(1) SUBMIT TO THE COMPTROLLER A COMPLETED APPLICATION ON A**  
19 **FORM THAT THE COMPTROLLER PROVIDES; AND**

20                   **(2) PAY AN ANNUAL FEE OF \$250 FOR THE PERMIT.**

21           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
22 1, 2016.