

HOUSE BILL 307

A2

7lr0568

By: **Montgomery County Delegation**

Introduced and read first time: January 25, 2017

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages – Limited Distilleries – Class B and**
3 **Class D Licenses**

4 **MC 6–17**

5 FOR the purpose of authorizing a holder of a Class B or Class D beer, wine, and liquor
6 (on–sale) license in Montgomery County to be issued a Class 9 limited distillery
7 license to sell the distilled products that the license holder manufactures for on– and
8 off–premises consumption; and generally relating to alcoholic beverages licenses in
9 Montgomery County.

10 BY repealing and reenacting, without amendments,
11 Article – Alcoholic Beverages
12 Section 25–102
13 Annotated Code of Maryland
14 (2016 Volume and 2016 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article – Alcoholic Beverages
17 Section 25–401
18 Annotated Code of Maryland
19 (2016 Volume and 2016 Supplement)

20 BY adding to
21 Article – Alcoholic Beverages
22 Section 25–406
23 Annotated Code of Maryland
24 (2016 Volume and 2016 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Alcoholic Beverages

1
2 25–102.

3 This title applies only in Montgomery County.

4 25–401.

5 (a) The following sections of Title 2, Subtitle 2 (“Manufacturer’s Licenses”) of
6 Division I of this article apply in the county without exception or variation:

7 (1) § 2–201 (“Issuance by Comptroller”);

8 (2) § 2–202 (“Class 1 distillery license”);

9 (3) [§ 2–203 (“Class 9 limited distillery license”);

10 (4)] § 2–204 (“Class 2 rectifying license”);

11 [(5)] (4) § 2–206 (“Class 4 limited winery license”);

12 [(6)] (5) § 2–207 (“Class 5 brewery license”);

13 [(7)] (6) § 2–210 (“Class 8 farm brewery license”);

14 [(8)] (7) § 2–211 (“Residency requirement”);

15 [(9)] (8) § 2–212 (“Additional licenses”);

16 [(10)] (9) § 2–213 (“Additional fees”);

17 [(11)] (10) § 2–214 (“Sale or delivery restricted”);

18 [(12)] (11) § 2–216 (“Interaction between manufacturing entities and
19 retailers”);

20 [(13)] (12) § 2–217 (“Distribution of alcoholic beverages — Prohibited
21 practices”); and

22 [(14)] (13) § 2–218 (“Restrictive agreements between producers and
23 retailers — Prohibited”).

24 (b) Section 2–215 (“Beer sale on credit to retail dealer prohibited”) of Division I of
25 this article does not apply in the county.

1 (c) The following sections of Title 2, Subtitle 2 (“Manufacturer’s Licenses”) of
2 Division I of this article apply in the county:

3 **(1) § 2–203 (“CLASS 9 LIMITED DISTILLERY LICENSE”), SUBJECT TO**
4 **§ 25–406 OF THIS SUBTITLE;**

5 **[(1)] (2) § 2–205 (“Class 3 winery license”), subject to § 25–403 of this**
6 **subtitle;**

7 **[(2)] (3) § 2–208 (“Class 6 pub–brewery license”), subject to § 25–404 of**
8 **this subtitle; and**

9 **[(3)] (4) § 2–209 (“Class 7 micro–brewery license”), subject to § 25–405 of**
10 **this subtitle.**

11 **25–406.**

12 **A HOLDER OF A CLASS B BEER, WINE, AND LIQUOR (ON–SALE) LICENSE OR A**
13 **CLASS D BEER, WINE, AND LIQUOR (ON–SALE) LICENSE MAY BE ISSUED A CLASS 9**
14 **LIMITED DISTILLERY LICENSE TO SELL THE DISTILLED PRODUCTS THAT THE**
15 **HOLDER MANUFACTURES FOR ON– AND OFF–PREMISES CONSUMPTION.**

16 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act shall take effect July
17 1, 2017.