

HOUSE BILL 307

A2

7lr0568

By: **Montgomery County Delegation**

Introduced and read first time: January 25, 2017

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 10, 2017

CHAPTER _____

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

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 25–406
 2 Annotated Code of Maryland
 3 (2016 Volume and 2016 Supplement)

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

6 **Article – Alcoholic Beverages**

7 25–102.

8 This title applies only in Montgomery County.

9 25–401.

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

- 12 (1) § 2–201 (“Issuance by Comptroller”);
- 13 (2) § 2–202 (“Class 1 distillery license”);
- 14 (3) [§ 2–203 (“Class 9 limited distillery license”);
- 15 (4)] § 2–204 (“Class 2 rectifying license”);
- 16 [(5)] (4) § 2–206 (“Class 4 limited winery license”);
- 17 [(6)] (5) § 2–207 (“Class 5 brewery license”);
- 18 [(7)] (6) § 2–210 (“Class 8 farm brewery license”);
- 19 [(8)] (7) § 2–211 (“Residency requirement”);
- 20 [(9)] (8) § 2–212 (“Additional licenses”);
- 21 [(10)] (9) § 2–213 (“Additional fees”);
- 22 [(11)] (10) § 2–214 (“Sale or delivery restricted”);
- 23 [(12)] (11) § 2–216 (“Interaction between manufacturing entities and
 24 retailers”);
- 25 [(13)] (12) § 2–217 (“Distribution of alcoholic beverages — Prohibited
 26 practices”); and

1 ~~[(14)] (13)~~ § 2-218 (“Restrictive agreements between producers and
2 retailers — Prohibited”).

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

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

7 **(1) § 2-203 (“CLASS 9 LIMITED DISTILLERY LICENSE”), SUBJECT TO**
8 **§ 25-406 OF THIS SUBTITLE;**

9 ~~[(1)] (2)~~ § 2-205 (“Class 3 winery license”), subject to § 25-403 of this
10 subtitle;

11 ~~[(2)] (3)~~ § 2-208 (“Class 6 pub-brewery license”), subject to § 25-404 of
12 this subtitle; and

13 ~~[(3)] (4)~~ § 2-209 (“Class 7 micro-brewery license”), subject to § 25-405 of
14 this subtitle.

15 **25-406.**

16 **A HOLDER OF A CLASS B BEER, WINE, AND LIQUOR (ON-SALE) LICENSE OR A**
17 **CLASS D BEER, WINE, AND LIQUOR (ON-SALE) LICENSE MAY BE ISSUED A CLASS 9**
18 **LIMITED DISTILLERY LICENSE TO SELL THE DISTILLED PRODUCTS THAT THE**
19 **HOLDER MANUFACTURES FOR ON- AND OFF-PREMISES CONSUMPTION.**

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
21 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.