

SENATE BILL 620

A2

7lr2758
CF HB 1425

By: **Washington County Senators**

Introduced and read first time: February 3, 2017

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 6, 2017

CHAPTER _____

1 AN ACT concerning

2 **Washington County – Alcoholic Beverages – ~~Sales at Winery Special Events~~**
3 **Wineries – Special Event Permits**

4 FOR the purpose of ~~authorizing a holder of a Class 3 winery license or a Class 4 limited~~
5 ~~winery license in Washington County to sell beer, light wine produced at the winery~~
6 ~~or at another winery, and liquor for on-premises consumption at a special event that~~
7 ~~is approved by the Board of License Commissioners~~ establishing a special event
8 permit in Washington County; authorizing a holder of a Class 3 winery license or a
9 Class 4 limited winery license in the county to sell beer, wine produced by the holder,
10 and liquor for on-premises consumption at certain events; requiring the permit
11 holder to notify the Board of License Commissioners on or before a certain time
12 before using the permit; establishing a certain limit on the number of times the
13 permit may be used; providing for a certain permit fee; providing for the termination
14 of this Act; and generally relating to sales of alcoholic beverages in Washington
15 County.

16 BY repealing and reenacting, without amendments,
17 Article – Alcoholic Beverages
18 Section 31–102
19 Annotated Code of Maryland
20 (2016 Volume and 2016 Supplement)

21 BY repealing and reenacting, with amendments,
22 Article – Alcoholic Beverages
23 Section 31–401 ~~and 31–701~~

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 Annotated Code of Maryland
2 (2016 Volume and 2016 Supplement)

3 BY adding to
4 Article – Alcoholic Beverages
5 Section 31–402.1
6 Annotated Code of Maryland
7 (2016 Volume and 2016 Supplement)

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

10 **Article – Alcoholic Beverages**

11 31–102.

12 This title applies only in Washington County.

13 31–401.

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

- 16 (1) § 2–201 (“Issuance by Comptroller”);
- 17 (2) § 2–202 (“Class 1 distillery license”);
- 18 (3) § 2–203 (“Class 9 limited distillery license”);
- 19 (4) § 2–204 (“Class 2 rectifying license”);
- 20 (5) [§ 2–205 (“Class 3 winery license”);
- 21 (6) § 2–206 (“Class 4 limited winery license”);
- 22 (7)] § 2–207 (“Class 5 brewery license”);
- 23 [(8)] **(6)** § 2–210 (“Class 8 farm brewery license”);
- 24 [(9)] **(7)** § 2–211 (“Residency requirement”);
- 25 [(10)] **(8)** § 2–212 (“Additional licenses”);
- 26 [(11)] **(9)** § 2–213 (“Additional fees”);
- 27 [(12)] **(10)** § 2–214 (“Sale or delivery restricted”);

1 [(13)] (11) § 2-216 (“Interaction between manufacturing entities and
2 retailers”);

3 [(14)] (12) § 2-217 (“Distribution of alcoholic beverages — Prohibited
4 practices”); and

5 [(15)] (13) § 2-218 (“Restrictive agreements between producers and
6 retailers — Prohibited”).

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

9 (1) § 2-205 (“CLASS 3 WINERY LICENSE”), SUBJECT TO § 31-402.1 OF
10 THIS SUBTITLE;

11 (2) § 2-206 (“CLASS 4 LIMITED WINERY LICENSE”), SUBJECT TO §
12 31-402.1 OF THIS SUBTITLE;

13 [(1)] (3) § 2-208 (“Class 6 pub-brewery license”), subject to § 31-403 of
14 this subtitle;

15 [(2)] (4) § 2-209 (“Class 7 micro-brewery license”), subject to § 31-404 of
16 this subtitle; and

17 [(3)] (5) § 2-215 (“Beer sale on credit to retail dealer prohibited”), subject
18 to § 31-405 of this subtitle.

19 **31-402.1.**

20 ~~AT A SPECIAL EVENT SUCH AS A WEDDING RECEPTION THAT THE BOARD~~
21 ~~APPROVES, A HOLDER OF A CLASS 3 WINERY LICENSE OR A CLASS 4 LIMITED~~
22 ~~WINERY LICENSE MAY SELL FOR ON-PREMISES CONSUMPTION BEER, LIGHT WINE~~
23 ~~PRODUCED AT THE WINERY OR AT ANOTHER WINERY, AND LIQUOR.~~

24 ~~31-701.~~

25 (a) ~~There is a Class A light wine license in the county.~~

26 (b) ~~The license may be issued to a holder of a Class 3 winery license or a Class 4~~
27 ~~limited winery license.~~

28 (c) (1) ~~The license authorized the license holder to sell at retail at the place~~
29 ~~described in the license light wine produced at the winery.~~

1 ~~(2) Light wine shall be sold in a sealed package or container that may not~~
2 ~~be opened or its contents consumed on the licensed premises.~~

3 ~~(D) AT A SPECIAL EVENT SUCH AS A WEDDING RECEPTION THAT THE BOARD~~
4 ~~APPROVES, THE LICENSE HOLDER MAY SELL FOR ON PREMISES CONSUMPTION~~
5 ~~BEER, LIGHT WINE PRODUCED AT THE WINERY OR AT ANOTHER WINERY, AND~~
6 ~~LIQUOR.~~

7 ~~[(d)] (E) The annual license fee is \$50.~~

8 **(A) THERE IS A SPECIAL EVENT PERMIT.**

9 **(B) THE BOARD MAY ISSUE THE PERMIT TO A HOLDER OF A CLASS 3 WINERY**
10 **LICENSE OR A CLASS 4 LIMITED WINERY LICENSE.**

11 **(C) THE PERMIT AUTHORIZES THE HOLDER TO SELL FOR ON-PREMISES**
12 **CONSUMPTION BEER, WINE PRODUCED BY THE HOLDER, AND LIQUOR AT:**

13 **(1) AN EVENT FOR WHICH THE ENTIRE LICENSED PREMISES HAS**
14 **BEEN RENTED; OR**

15 **(2) AN EVENT THAT THE BOARD APPROVES.**

16 **(D) THE LICENSE HOLDER WHO INTENDS TO USE THE PERMIT SHALL**
17 **NOTIFY THE BOARD AT LEAST 1 WEEK BEFORE THE EVENT IS TO OCCUR.**

18 **(E) THE LICENSE HOLDER MAY USE THE PERMIT NOT MORE THAN 60 TIMES**
19 **IN A YEAR.**

20 **(F) THE ANNUAL PERMIT FEE IS \$1,000.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2017. It shall remain effective for a period of 2 years and, at the end of June 30, 2019,
23 with no further action required by the General Assembly, this Act shall be abrogated and
24 of no further force and effect.