

HOUSE BILL 551

A1
SB 23/18 – EHE

9lr1743

By: ~~Delegates R. Lewis, Lisanti, Krebs, and R. Lewis,~~ and Mautz

Introduced and read first time: February 4, 2019

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 2019

CHAPTER _____

1 AN ACT concerning

2 **Alcoholic Beverages – Distilleries – Farmers’ Markets and Other Events**

3 FOR the purpose of removing the limit on the number of farmers’ markets at which the
4 license holder may use a distillery off–site permit; increasing the number of certain
5 other events at which a distillery off–site permit may be used; and generally relating
6 to distillery off–site permits.

7 BY repealing and reenacting, with amendments,

8 Article – Alcoholic Beverages

9 Section 2–132.2

10 Annotated Code of Maryland

11 (2016 Volume and 2018 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

13 That the Laws of Maryland read as follows:

14 **Article – Alcoholic Beverages**

15 2–132.2.

16 (a) There is a distillery off–site permit.

17 (b) The Comptroller may grant the permit to a holder of a Class 1 distillery license
18 or a Class 9 limited distillery license that meets the requirements of this section.

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 (c) During an event listed in subsection (e) of this section, the permit holder may:

2 (1) provide to a consumer not more than four liquor samples that:

3 (i) have been produced by the permit holder; and

4 (ii) do not exceed one-quarter of 1 fluid ounce for each offering; and

5 (2) sell to a consumer liquor that has been produced by the permit holder
6 for off-premises consumption.

7 (d) While selling liquor or providing samples of liquor at an event, the permit
8 holder shall have present at least one individual who is certified by an approved alcohol
9 awareness program.

10 (e) The permit may be used at the following events:

11 (1) the Frederick County Agricultural Fair;

12 (2) the Maryland State Agricultural Fair;

13 (3) the Montgomery County Agricultural Fair;

14 (4) the North Beach Friday Night Farmers' Market **[and four]**;

15 **(5)** other farmers' markets that are listed on the farmers' market directory
16 of the Maryland Department of Agriculture;

17 **[(5)] (6)** a liquor festival under § 2-132.3 of this subtitle; and

18 **[(6)] (7)** not more than **[six] 32** other events in a year that have **AN**
19 **ACTIVITY** as the major purpose **[of the event an activity]**:

20 (i) that is other than the sale and promotion of alcoholic beverages;
21 and

22 (ii) for which the participation of a distillery is a subordinate
23 activity.

24 (f) An applicant for a permit shall complete an application on a form that the
25 Comptroller provides.

26 (g) (1) (i) The permit holder shall notify the Comptroller of the permit
27 holder's intention to attend an event within a time period that the Comptroller determines.

28 (ii) The notice shall be on a form that the Comptroller provides.

1 (2) The Comptroller may adopt regulations to require the permit holder to
2 notify the local licensing board for the jurisdiction where the event is being held of the
3 permit holder's intention to attend the event.

4 (h) The annual permit fee is \$250.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
6 1, 2019.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.