

SB0821/774733/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 821
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 25, after “references,” insert “providing for the delayed effective date of certain provisions of this Act; providing for the termination of certain provisions of this Act;”.

On page 2, in line 11, after “2–203(c)(8),” insert “2–212(c).”.

AMENDMENT NO. 2

On pages 5 and 6, strike in their entirety the lines beginning with line 25 on page 5 through line 12 on page 6, inclusive.

On pages 6 and 7, strike in their entirety the lines beginning with line 18 on page 6 through line 3 on page 7, inclusive.

On pages 7 and 8, strike in their entirety the lines beginning with line 19 on page 7 through line 7 on page 8, inclusive.

On page 8, strike in their entirety lines 13 through 24, inclusive.

On pages 11 and 12, strike in their entirety the lines beginning with line 19 on page 11 through line 2 on page 12, inclusive.

On page 12, strike in their entirety lines 8 through 14, inclusive.

AMENDMENT NO. 3

On page 14, after line 29, insert:

(Over)

“SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Alcoholic Beverages

2–202.

(a) There is a Class 1 distillery license.

(c) A license holder may:

(5) (i) conduct guided tours of the licensed premises;

(ii) at no cost or for a fee, serve to an individual who has attained the legal drinking age and participated in a guided tour of the licensed premises, not more than 2 ounces of products, with each product sample consisting of not more than one-half ounce from a single product manufactured by the license holder;

(iii) serve samples blended with other products manufactured by the license holder or nonalcoholic ingredients; and

(iv) sell [not more than 2.25 liters of] products manufactured on the licensed premises, for off-premises consumption, and related merchandise to an individual who has attained the legal drinking age [and participated in a guided tour of the licensed premises]; [and]

(6) subject to subsection (i) of this section, sell liquor manufactured by the license holder that is mixed with other nonalcoholic ingredients; AND

(7) SELL AND DELIVER PRODUCTS MANUFACTURED BY THE LICENSE HOLDER TO AN INDIVIDUAL IN ACCORDANCE WITH § 2-219 OF THIS SUBTITLE.

2–203.

(a) There is a Class 9 limited distillery license.

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(c) A holder of the limited distillery license:

(6) may conduct guided tours of that portion of the licensed premises used for the limited distillery operation; [and]

(7) may serve not more than three samples of products manufactured at the licensed premises, with each sample consisting of not more than one-half ounce from a single product, to persons who:

(i) have attained the legal drinking age;

(ii) participated in a guided tour; and

(iii) are present on that portion of the premises used for the limited distillery operation; AND

(8) MAY SELL AND DELIVER PRODUCTS MANUFACTURED BY THE LICENSE HOLDER TO AN INDIVIDUAL IN ACCORDANCE WITH § 2-219 OF THIS SUBTITLE.

2-206.

(a) There is a Class 4 limited winery license.

(b) (1) A license holder may:

(i) subject to paragraph (2) of this subsection, from available Maryland agricultural products:

1. ferment and bottle wine; and

2. distill and bottle pomace brandy; and

(ii) sell and deliver the wine and pomace brandy to:

1. a holder of a wholesaler's license;

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2. a holder of a permit that is authorized to acquire wine or pomace brandy; [or]

3. a person outside the State that is authorized to acquire wine or pomace brandy; OR

4. AN INDIVIDUAL IN ACCORDANCE WITH § 2-219 OF THIS SUBTITLE.

2-207.

(b) There is a Class 5 brewery license.

(c) A license holder may:

(4) sell and deliver beer to:

(i) a holder of a wholesaler's license that is authorized to acquire beer; [or]

(ii) a person outside of the State that is authorized to acquire beer; OR

(III) AN INDIVIDUAL IN ACCORDANCE WITH § 2-219 OF THIS SUBTITLE;

(d) An individual may purchase beer under subsection (c)(6) of this section if the individual[:

(1) purchases not more than 288 ounces of beer per visit; and

(2) has attained the legal drinking age.

2-209.

(a) There is a Class 7 micro-brewery license.

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(c) A license holder may:

(4) store the finished product under an individual storage permit or at a licensed public storage facility for subsequent sale and delivery:

(i) to a holder of a wholesaler's license;

(ii) to an authorized person outside the State; [or]

(iii) for shipment back to the micro-brewery location for sale on the retail premises; OR

(IV) TO AN INDIVIDUAL IN ACCORDANCE WITH § 2-219 OF THIS SUBTITLE;

(f) (2) A license holder may sell and deliver beer brewed under the license to:

(i) a holder of a wholesaler's license; [or]

(ii) a person outside the State that is authorized to acquire beer;

OR

(III) AN INDIVIDUAL IN ACCORDANCE WITH § 2-219 OF THIS SUBTITLE.

2-210.

(a) There is a Class 8 farm brewery license.

(b) (1) Subject to paragraph (2) of this subsection, a license holder may sell and deliver beer manufactured in a facility on the licensed farm or in a facility other than one on the licensed farm to:

(i) a wholesaler licensed to sell and deliver beer in the State; [or]

(ii) a person in another state authorized to acquire beer; OR

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**(III) AN INDIVIDUAL AS AUTHORIZED UNDER § 2-219 OF THIS
SUBTITLE.**

On page 15, in line 5, after “WHO IS” insert “:

(I)”;

in line 6, after “OLD;” insert “**AND**

**(II) CERTIFIED BY AN APPROVED ALCOHOL AWARENESS
PROGRAM;**”;

after line 28, insert:

**“SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland
read as follows:**

Article – Alcoholic Beverages

2-212.

**(C) THE HOLDER OF A CLASS 5 BREWERY LICENSE, A CLASS 7 MICRO-
BREWERY LICENSE, OR A CLASS 8 FARM BREWERY LICENSE THAT OBTAINS A
MANUFACTURER OFF-SITE PERMIT UNDER § 2-130 OF THIS TITLE MAY SELL TO
EACH CONSUMER AT AN APPROVED OFF-SITE PERMITTED EVENT UP TO 288
OUNCES OF BEER.**

**SECTION 5. AND BE IT FURTHER ENACTED, That Section 4 of this Act shall
take effect January 1, 2023.**”;

and in line 29, strike “3.” and substitute “**6.**”.

On page 16, in line 1, after “and” insert “**except as provided in Section 5 of this
Act.**”; and in line 2, after “enacted.” insert “**Section 3 of this Act shall remain effective
until December 31, 2022, and, at the end of that date, Section 3 of this Act, with no**

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further action required by the General Assembly, shall be abrogated and of no further force and effect.”.