

SENATE BILL 561

A2

4lr2844
CF HB 587

By: **Frederick County Senators**

Introduced and read first time: January 25, 2024

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 23, 2024

CHAPTER _____

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Manufacturer’s Limited Beer, Wine,**
3 **and Liquor Permit**

4 FOR the purpose of establishing a manufacturer’s limited beer, wine, and liquor permit in
5 Frederick County; authorizing the Board of License Commissioners for Frederick
6 County to issue a permit to holders of certain manufacturer’s licenses; requiring the
7 Board to adopt certain regulations; and generally relating to alcoholic beverages in
8 Frederick County.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages and Cannabis
11 Section 20–102
12 Annotated Code of Maryland
13 (2016 Volume and 2023 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages and Cannabis
16 Section 20–401
17 Annotated Code of Maryland
18 (2016 Volume and 2023 Supplement)

19 BY adding to
20 Article – Alcoholic Beverages and Cannabis
21 Section 20–402.1
22 Annotated Code of Maryland

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.



(2016 Volume and 2023 Supplement)

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

Article – Alcoholic Beverages and Cannabis

20–102.

This title applies only in Frederick County.

20–401.

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

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

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

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

[(4)] (3) § 2–204 (“Class 2 rectifying license”);

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

(6)] (4) § 2–210 (“Class 8 farm brewery license”);

[(7)] (5) § 2–211 (“Residency requirement”);

[(8)] (6) § 2–212 (“Additional licenses”);

[(9)] (7) § 2–213 (“Additional fees”);

[(10)] (8) § 2–214 (“Sale or delivery restricted”);

[(11)] (9) § 2–215 (“Beer sale on credit to retail dealer prohibited”);

[(12)] (10) § 2–216 (“Interaction between manufacturing entities and
retailers”);

[(13)] (11) § 2–217 (“Distribution of alcoholic beverages — Prohibited
practices”); and

[(14)] (12) § 2–218 (“Restrictive agreements between producers and
retailers — Prohibited”).

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

3 (1) § 2–202 (“CLASS 1 DISTILLERY LICENSE”), SUBJECT TO §
4 20–402.1 OF THIS SUBTITLE;

5 [(1)] (2) § 2–205 (“Class 3 winery license”), subject to § 20–403 of this
6 subtitle;

7 [(2)] (3) § 2–206 (“Class 4 limited winery license”), subject to § 20–404 of
8 this subtitle;

9 (4) § 2–207 (“CLASS 5 BREWERY LICENSE”), SUBJECT TO § 20–402.1
10 OF THIS SUBTITLE;

11 [(3)] (5) § 2–208 (“Class 6 pub–brewery license”), subject to § 20–405 of
12 this subtitle; and

13 [(4)] (6) § 2–209 (“Class 7 micro–brewery license”), subject to § 20–406 of
14 this subtitle.

15 20–402.1.

16 (A) THERE IS A MANUFACTURER’S LIMITED BEER, WINE, AND LIQUOR
17 PERMIT.

18 (B) THE BOARD MAY ISSUE THE PERMIT TO A HOLDER OF A
19 MANUFACTURER’S LICENSE WITH A LOCAL ON–SITE CONSUMPTION PERMIT UNDER
20 § 2–202 OR § 2–207 OF THIS ARTICLE.

21 (C) (1) ~~THE~~ SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE
22 PERMIT AUTHORIZES THE HOLDER TO ALLOW A LICENSED CATERER OR OTHER
23 CONTRACTED PARTY TO PROVIDE SEALED BEER, WINE, AND LIQUOR PRODUCTS NOT
24 MANUFACTURED BY THE HOLDER DURING PRIVATE EVENTS FOR ON–PREMISES
25 CONSUMPTION AT THE PREMISES LICENSED FOR THE MANUFACTURER’S LICENSE.

26 (2) THE HOLDER MAY NOT HAVE A DIRECT OR INDIRECT PECUNIARY
27 INTEREST IN THE LICENSED CATERER OR OTHER CONTRACTED PARTY.

28 (D) THE HOLDER SHALL REQUEST APPROVAL FROM THE BOARD BEFORE
29 EACH EVENT.

30 (E) THE BOARD SHALL ADOPT REGULATIONS TO CARRY OUT THIS SECTION,
31 INCLUDING:

1 **(1) CRITERIA FOR APPROVING EVENTS; AND**

2 **(2) SETTING THE ANNUAL PERMIT FEE.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2024.

Approved:

_____ Governor.

_____ President of the Senate.

_____ Speaker of the House of Delegates.