

HOUSE BILL 1425

A2

7lr1859
CF SB 620

By: **Delegate McKay**

Introduced and read first time: February 10, 2017

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 2017

CHAPTER _____

1 AN ACT concerning

2 **Washington County – Alcoholic Beverages – Wineries – Special Event Permits**

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

11 BY repealing and reenacting, without amendments,
12 Article – Alcoholic Beverages
13 Section 31–102
14 Annotated Code of Maryland
15 (2016 Volume and 2016 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Alcoholic Beverages
18 Section 31–401
19 Annotated Code of Maryland
20 (2016 Volume and 2016 Supplement)

21 BY adding to
22 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 31–402.1
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 31–102.

8 This title applies only in Washington County.

9 31–401.

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) [§ 2–205 (“Class 3 winery license”);
- 17 (6) § 2–206 (“Class 4 limited winery license”);
- 18 (7)] § 2–207 (“Class 5 brewery license”);
- 19 [(8)] **(6)** § 2–210 (“Class 8 farm brewery license”);
- 20 [(9)] **(7)** § 2–211 (“Residency requirement”);
- 21 [(10)] **(8)** § 2–212 (“Additional licenses”);
- 22 [(11)] **(9)** § 2–213 (“Additional fees”);
- 23 [(12)] **(10)** § 2–214 (“Sale or delivery restricted”);
- 24 [(13)] **(11)** § 2–216 (“Interaction between manufacturing entities and
25 retailers”);

1 ~~[(14)] (12)~~ § 2–217 (“Distribution of alcoholic beverages — Prohibited
2 practices”); and

3 ~~[(15)] (13)~~ § 2–218 (“Restrictive agreements between producers and
4 retailers — Prohibited”).

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

7 **(1) § 2–205 (“CLASS 3 WINERY LICENSE”), SUBJECT TO § 31–402.1 OF**
8 **THIS SUBTITLE;**

9 **(2) § 2–206 (“CLASS 4 LIMITED WINERY LICENSE”), SUBJECT TO §**
10 **31–402.1 OF THIS SUBTITLE;**

11 ~~[(1)] (3)~~ § 2–208 (“Class 6 pub–brewery license”), subject to § 31–403 of
12 this subtitle;

13 ~~[(2)] (4)~~ § 2–209 (“Class 7 micro–brewery license”), subject to § 31–404 of
14 this subtitle; and

15 ~~[(3)] (5)~~ § 2–215 (“Beer sale on credit to retail dealer prohibited”), subject
16 to § 31–405 of this subtitle.

17 **31–402.1.**

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

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

21 **(C) THE PERMIT AUTHORIZES THE HOLDER TO SELL FOR ON–PREMISES**
22 **CONSUMPTION BEER, WINE PRODUCED BY THE HOLDER, AND LIQUOR AT:**

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

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

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

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

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

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
3 1, 2017. It shall remain effective for a period of ~~1 year and 6 months~~ 2 years and, at the end
4 of ~~January 1, 2019, June 30, 2019,~~ with no further action required by the General Assembly,
5 this Act shall be abrogated and of no further force and effect.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.