

Chapter 444

(House Bill 947)

AN ACT concerning

Anne Arundel County – Alcoholic Beverages – Tasting Licenses

FOR the purpose of creating in Anne Arundel County a ~~CBWT~~ BWST ~~cordial, beer, and wine~~ beer, wine and spirits tasting (on-premises) license; specifying that the ~~CBWT~~ BWST license may be issued to certain persons; creating a license fee schedule for a ~~CBWT~~ BWST license and altering the fee schedule for a BWT beer and wine (on-premises) tasting license; specifying certain limitations on the amount of alcoholic beverages that may be offered for on-premises consumption; providing for the termination of this Act; and generally relating to alcoholic beverages licenses in Anne Arundel County.

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 8-402
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

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

Article 2B – Alcoholic Beverages

8-402.

- (a) This section applies only in Anne Arundel County.
- (b) In this section, “Board” means the Anne Arundel County Board of License Commissioners.
- (c) There is a Class ~~CBWT~~ BWST **CORDIAL, BEER, AND WINE (ON-PREMISES) TASTING LICENSE**, A BWT beer and wine (on-premises) tasting license, and a WS wine sampling (on-premises) license.
- (d) (1) **(I) A CLASS ~~CBWT~~ BWST LICENSE MAY ONLY BE ISSUED TO A HOLDER OF A CLASS BWL BEER, WINE AND LIQUOR (ON-PREMISES) LICENSE.**

(II) A Class BWT license may only be issued to a holder of a Class BWL beer, wine and liquor (on-premises) license or a Class BW beer and wine (on-sale) license.

(2) The annual fee for a Class ~~CBWT~~ ~~OR~~ BWT license is: \$150.

(i) \$50 for a holder of a Class BWL license; and

(ii) \$50 for a holder of a Class BW license.]

~~(I) FOR A LICENSE THAT IS IN EFFECT FOR ANY 26 DAYS IN A LICENSING PERIOD, \$125;~~

~~(II) FOR A LICENSE THAT IS IN EFFECT FOR ANY 52 DAYS IN A LICENSING PERIOD, \$200; AND~~

~~(III) FOR A LICENSE THAT IS IN EFFECT FOR 365 DAYS IN A LICENSING PERIOD, \$400.~~

(3) THE ANNUAL FEE FOR A CLASS BWST LICENSE IS \$500.

~~(3)~~ (4) The annual fee for a Class ~~CBWT~~ BWST OR BWT license is in addition to the Class BWL or BW annual fee.

~~(4)~~ (5) A CLASS ~~CBWT~~ BWST LICENSE AUTHORIZES A HOLDER TO PERMIT THE ON-PREMISES CONSUMPTION OF THE FOLLOWING ALCOHOLIC BEVERAGES FOR TASTING OR SAMPLING PURPOSES ONLY:

(I) ~~CORDIALS~~ LIQUOR TO BE SERVED IN A QUANTITY OF NOT MORE THAN ONE-HALF OUNCE ~~OF LIQUOR~~ FROM EACH ~~GIVEN BRAND~~ OF ANY OF FIVE BRANDS TO ANY ONE PERSON PER DAY;

(II) LIGHT WINE TO BE SERVED IN A QUANTITY OF NOT MORE THAN 1 OUNCE FROM EACH GIVEN BRAND TO ANY ONE PERSON; AND

(III) BEER TO BE SERVED IN A QUANTITY OF NOT MORE THAN 3 OUNCES TO ANY ONE PERSON.

~~[(4)]~~ ~~(5)~~ (6) The Class BWT license authorizes a holder to permit the on-premises consumption of the following alcoholic beverages for tasting or sampling purposes only:

(i) Light wine to be served in a quantity of not more than 1 ounce from each given brand to any one person; and

(ii) Beer to be served in a quantity of not more than 3 ounces to any one person.

(e) (1) The Board may issue a WS (wine sampling) license to bona fide nonprofit organizations.

(2) The WS license authorizes the consumption of wine for tasting or sampling purposes:

(i) On Class B beer and wine or beer, wine and liquor licensed premises with the consent of the licensee; or

(ii) On premises without a permanent alcoholic beverages license.

(3) The licensee may not serve more than 2 ounces from each brand to any 1 person.

(4) The bona fide nonprofit organization:

(i) Shall apply for a WS license at least 15 days prior to the day of issuance; and

(ii) May not be issued more than 12 WS licenses in any given license year.

(5) The daily license fee is \$15.

(6) The WS licensee may bring wine onto Class B licensed premises for sampling or tasting purposes only.

(f) The provisions of this section are not restricted by:

(1) The provisions in subsection (b) of § 12–107 of this article; and

(2) The provisions of law under § 9–102 of this article prohibiting the issuance of 2 licenses for the same premises.

(g) In the City of Annapolis, the Mayor and City Council may approve the issuance of a BWT license or a WS license. The fees for the licenses shall be set by the Mayor and City Council.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2010. It shall remain effective for a period of 3 years and, at the end of June 30,

2013, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

Approved by the Governor, May 4, 2010.