

SENATE BILL 697

A2

6lr1373
CF 6lr1988

By: **Senator Young**

Introduced and read first time: February 5, 2016

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Purchase of Beer by Retail Dealers**
3 **From Manufacturers and Wholesalers**

4 FOR the purpose of authorizing a manufacturer or wholesaler in Frederick County to sell
5 beer to a retail dealer using certain payment methods; making certain conforming
6 changes; and generally relating to methods of payment a retail dealer may use for
7 the purchase of beer from a manufacturer or wholesaler in Frederick County.

8 BY repealing and reenacting, without amendments,

9 Article – Alcoholic Beverages

10 Section 20–102

11 Annotated Code of Maryland

12 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
13 Assembly of 2016)

14 BY repealing and reenacting, with amendments,

15 Article – Alcoholic Beverages

16 Section 20–501

17 Annotated Code of Maryland

18 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
19 Assembly of 2016)

20 BY adding to

21 Article – Alcoholic Beverages

22 Section 20–504

23 Annotated Code of Maryland

24 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
25 Assembly of 2016)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article – Alcoholic Beverages

20–102.

This title applies only in Frederick County.

20–501.

THE FOLLOWING SECTIONS OF Title 2, Subtitle 3 (“Wholesaler’s Licenses”) of Division I of this article [applies] **APPLY** in the County without exception or variation:

(1) § 2–301 (“**LICENSES ISSUED BY COMPTROLLER**”);

(2) § 2–302 (“**CLASS 1 BEER, WINE, AND LIQUOR WHOLESALER’S LICENSE**”);

(3) § 2–303 (“**CLASS 2 WINE AND LIQUOR WHOLESALER’S LICENSE**”);

(4) § 2–304 (“**CLASS 3 BEER AND WINE WHOLESALER’S LICENSE**”);

(5) § 2–305 (“**CLASS 4 BEER WHOLESALER’S LICENSE**”);

(6) § 2–306 (“**CLASS 5 WINE WHOLESALER’S LICENSE**”);

(7) § 2–307 (“**CLASS 6 LIMITED WINE WHOLESALER’S LICENSE**”);

(8) § 2–308 (“**CLASS 7 LIMITED BEER WHOLESALER’S LICENSE**”);

(9) § 2–309 (“**SALE AND DELIVERY OF BEER OR WINE FROM WHOLESALER’S VEHICLE**”);

(10) § 2–310 (“**SALE AND DELIVERY TO RETAIL LICENSE HOLDER**”);

(11) § 2–311 (“**ADDITIONAL WHOLESALER’S LICENSES**”);

(12) § 2–312 (“**DIRECT IMPORTATION OF ALCOHOLIC BEVERAGES**”);

(13) § 2–313 (“**SALE OR DELIVERY RESTRICTED TO HOLDER OF LICENSE OR PERMIT**”);

(14) § 2–315 (“**INTERACTION BETWEEN WHOLESALING ENTITIES AND RETAILERS**”);

1 **(15) § 2-316 (“DISTRIBUTION OF ALCOHOLIC BEVERAGES —**
2 **PROHIBITED PRACTICES”); AND**

3 **(16) § 2-317 (“RESTRICTIVE AGREEMENTS BETWEEN WHOLESALERS**
4 **AND RETAILERS — PROHIBITED”).**

5 **(B) SECTION 2-314 (“BEER SALE ON CREDIT TO RETAIL DEALER**
6 **PROHIBITED”) OF DIVISION I OF THIS ARTICLE DOES NOT APPLY IN THE COUNTY**
7 **AND IS SUPERSEDED BY § 20-504 OF THIS SUBTITLE.**

8 **20-504.**

9 **A HOLDER OF A WHOLESALER’S LICENSE MAY SELL BEER TO A RETAIL DEALER**
10 **BY ANY OF THE FOLLOWING PAYMENT METHODS:**

11 **(1) CASH ON DELIVERY;**

12 **(2) CREDIT EXTENDED UNTIL THE NEXT DATE OF DELIVERY;**

13 **(3) ESCROW ACCOUNTING; OR**

14 **(4) AN ELECTRONIC TRANSFER SYSTEM THAT THE COMPTROLLER**
15 **APPROVES.**

16 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July**
17 **1, 2016.**