

HOUSE BILL 88

A2

0lr1035

By: **St. Mary's County Delegation**

Introduced and read first time: January 13, 2020

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **St. Mary's County – Alcoholic Beverages – On-Site Consumption Permit**

3 FOR the purpose of establishing an on-site consumption permit for the holder of a Class 1
4 distillery license in St. Mary's County; authorizing the sale of certain drinks under
5 the permit in a certain manner; establishing an annual fee for the permit; providing
6 for the application of certain provisions in St. Mary's County; and generally relating
7 to alcoholic beverages in St. Mary's County.

8 BY renumbering

9 Article – Alcoholic Beverages

10 Section 28–403

11 to be Section 28–404

12 Annotated Code of Maryland

13 (2016 Volume and 2019 Supplement)

14 BY repealing and reenacting, without amendments,

15 Article – Alcoholic Beverages

16 Section 28–102

17 Annotated Code of Maryland

18 (2016 Volume and 2019 Supplement)

19 BY repealing and reenacting, with amendments,

20 Article – Alcoholic Beverages

21 Section 28–401

22 Annotated Code of Maryland

23 (2016 Volume and 2019 Supplement)

24 BY adding to

25 Article – Alcoholic Beverages

26 Section 28–403

27 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2016 Volume and 2019 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That Section(s) 28–403 of Article – Alcoholic Beverages of the Annotated Code of Maryland
be renumbered to be Section(s) 28–404.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
as follows:

Article – Alcoholic Beverages

28–102.

This title applies only in St. Mary’s County.

28–401.

(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)] (4) § 2–205 (“Class 3 winery license”);

[(6)] (5) § 2–206 (“Class 4 limited winery license”);

[(7)] (6) § 2–207 (“Class 5 brewery license”);

[(8)] (7) § 2–209 (“Class 7 micro–brewery license”);

[(9)] (8) § 2–210 (“Class 8 farm brewery license”);

[(10)] (9) § 2–211 (“Residency requirement”);

[(11)] (10) § 2–212 (“Additional licenses”);

[(12)] (11) § 2–213 (“Additional fees”);

[(13)] (12) § 2–214 (“Sale or delivery restricted”);

1 [(14)] **(13)** § 2–215 (“Beer sale on credit to retail dealer prohibited”);

2 [(15)] **(14)** § 2–216 (“Interaction between manufacturing entities and
3 retailers”);

4 [(16)] **(15)** § 2–217 (“Distribution of alcoholic beverages — Prohibited
5 practices”); and

6 [(17)] **(16)** § 2–218 (“Restrictive agreements between producers and
7 retailers — Prohibited”).

8 (b) [Section 2–208 (“Class 6 pub–brewery license”)] **THE FOLLOWING SECTIONS**
9 **OF TITLE 2, SUBTITLE 2 (“MANUFACTURER’S LICENSES”)** of Division I of this article
10 [applies] **APPLY** in the county:

11 **(1) § 2–202 (“CLASS 1 DISTILLERY LICENSE”)**, subject to § 28–403 of
12 this subtitle; **AND**

13 **(2) § 2–208 (“CLASS 6 PUB–BREWERY LICENSE”)**, **SUBJECT TO §**
14 **28–404 OF THIS SUBTITLE.**

15 **28–403.**

16 **(A) THIS SECTION APPLIES TO A CLASS 1 DISTILLERY LICENSE IN THE**
17 **COUNTY.**

18 **(B) THE PERMIT AUTHORIZES THE HOLDER TO SELL MIXED DRINKS MADE**
19 **FROM LIQUOR THAT THE HOLDER PRODUCES THAT IS MIXED WITH OTHER**
20 **NONALCOHOLIC INGREDIENTS FOR ON–PREMISES CONSUMPTION.**

21 **(C) THE ANNUAL PERMIT FEE IS \$650.**

22 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2020.