

HOUSE BILL 1350

A2

11r3126
CF SB 917

By: **Delegate Cane**

Rules suspended

Introduced and read first time: March 16, 2011

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Wicomico County – Alcoholic Beverages Licenses – Pub–Breweries and**
3 **Micro–Breweries**

4 FOR the purpose of exempting certain alcoholic beverages businesses in Wicomico
5 County from a certain prohibition against having a financial interest in a
6 premises where alcoholic beverages are sold at retail or in any other business
7 conducted by an alcoholic beverages licensee; altering the number of Class B
8 beer, wine and liquor licenses that a person may hold and still remain eligible to
9 be issued a pub–brewery or micro–brewery license; authorizing a holder of a
10 certain license to be eligible to be issued a micro–brewery license and certain
11 other licenses; and generally relating to alcoholic beverages in Wicomico
12 County.

13 BY repealing and reenacting, without amendments,
14 Article 2B – Alcoholic Beverages
15 Section 12–104(a)(1) and (2)
16 Annotated Code of Maryland
17 (2005 Replacement Volume and 2010 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article 2B – Alcoholic Beverages
20 Section 12–104(b)(1) and (e)(5)
21 Annotated Code of Maryland
22 (2005 Replacement Volume and 2010 Supplement)

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

25 **Article 2B – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 12-104.

2 (a) (1) In this section the following words have the meanings indicated.

3 (2) "Business entity" means any holder of a manufacturer's or
4 wholesaler's license, or anyone connected with the business of the holder, or any
5 distiller, nonresident dealer, resident dealer, brewer, rectifier, blender or bottler of
6 alcoholic beverages.

7 (b) (1) **(I) THIS PARAGRAPH DOES NOT APPLY IN WICOMICO**
8 **COUNTY.**

9 **(II)** A business entity may not have any financial interest in the
10 premises upon or in which any alcoholic beverage is sold at retail by any licensee or in
11 any business conducted by any licensee.

12 (e) (5) (i) This paragraph applies only in Wicomico County.

13 (ii) Subject to subparagraph (iii) of this paragraph, the
14 Comptroller may issue one Class 6 pub-brewery license or one Class 7 micro-brewery
15 license, but not both, to a person that holds not more than [three] **FIVE** Class B beer,
16 wine and liquor licenses.

17 (iii) A Class 6 pub-brewery license or a Class 7 micro-brewery
18 license issued under subparagraph (ii) of this paragraph may be issued only for a
19 location in an enterprise zone.

20 **(IV) A HOLDER OF A CLASS A LICENSE MAY ALSO HOLD A**
21 **CLASS 7 MICRO-BREWERY LICENSE AND NOT MORE THAN FIVE CLASS B BEER,**
22 **WINE AND LIQUOR LICENSES UNDER THIS PARAGRAPH.**

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 July 1, 2011.