

Chapter 117

(House Bill 307)

AN ACT concerning

Montgomery County – Alcoholic Beverages – Limited Distilleries – Class B and Class D Licenses

MC 6–17

FOR the purpose of authorizing a holder of a Class B or Class D beer, wine, and liquor (on–sale) license in Montgomery County to be issued a Class 9 limited distillery license to sell the distilled products that the license holder manufactures for on– and off–premises consumption; and generally relating to alcoholic beverages licenses in Montgomery County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 25–102
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 25–401
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 25–406
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

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

Article – Alcoholic Beverages

25–102.

This title applies only in Montgomery County.

25–401.

(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)] § 2–204 (“Class 2 rectifying license”);
- [(5)] (4) § 2–206 (“Class 4 limited winery license”);
- [(6)] (5) § 2–207 (“Class 5 brewery license”);
- [(7)] (6) § 2–210 (“Class 8 farm brewery license”);
- [(8)] (7) § 2–211 (“Residency requirement”);
- [(9)] (8) § 2–212 (“Additional licenses”);
- [(10)] (9) § 2–213 (“Additional fees”);
- [(11)] (10) § 2–214 (“Sale or delivery restricted”);
- [(12)] (11) § 2–216 (“Interaction between manufacturing entities and
retailers”);
- [(13)] (12) § 2–217 (“Distribution of alcoholic beverages — Prohibited
practices”); and
- [(14)] (13) § 2–218 (“Restrictive agreements between producers and
retailers — Prohibited”).

(b) Section 2–215 (“Beer sale on credit to retail dealer prohibited”) of Division I of this article does not apply in the county.

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

(1) § 2–203 (“CLASS 9 LIMITED DISTILLERY LICENSE”), SUBJECT TO § 25–406 OF THIS SUBTITLE;

[(1)] (2) § 2–205 (“Class 3 winery license”), subject to § 25–403 of this subtitle;

~~[(2)] (3)~~ § 2-208 (“Class 6 pub-brewery license”), subject to § 25-404 of this subtitle; and

~~[(3)] (4)~~ § 2-209 (“Class 7 micro-brewery license”), subject to § 25-405 of this subtitle.

25-406.

A HOLDER OF A CLASS B BEER, WINE, AND LIQUOR (ON-SALE) LICENSE OR A CLASS D BEER, WINE, AND LIQUOR (ON-SALE) LICENSE MAY BE ISSUED A CLASS 9 LIMITED DISTILLERY LICENSE TO SELL THE DISTILLED PRODUCTS THAT THE HOLDER MANUFACTURES FOR ON- AND OFF-PREMISES CONSUMPTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017.

Approved by the Governor, April 11, 2017.