

HOUSE BILL 357

A1

8lr0157
CF SB 311

By: **The Speaker (By Request – Administration) and Delegates Adams, Afzali, Anderton, Arentz, Aumann, Beitzel, Buckel, Carozza, Cassilly, Ciliberti, Clark, Corderman, Fisher, Folden, Ghrist, Grammer, Hornberger, S. Howard, Jacobs, Kipke, Kittleman, Krebs, Long, Malone, Mautz, McComas, McConkey, McKay, Metzgar, Miele, Morgan, Otto, Reilly, Rey, Rose, Saab, Shoemaker, Szeliga, Vogt, West, and Wivell**

Introduced and read first time: January 24, 2018

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Manufacturer’s License Fees – Alteration**

3 FOR the purpose of altering the time to pay certain manufacturer’s license fees from
4 annually to one time; altering the amount of certain manufacturer’s license fees;
5 providing that prorating of certain fees for certain licenses does not apply to a license
6 for which there is no annual fee; providing that a manufacturer’s license does not
7 expire on a certain date after its issuance; making other conforming changes; and
8 generally relating to fees for alcoholic beverages licenses.

9 BY repealing and reenacting, without amendments,

10 Article – Alcoholic Beverages

11 Section 1–101(a) and (s), 2–202(a), 2–203(a), 2–204(a), 2–205(a), 2–206(a), 2–207(b),
12 2–208(a), 2–209(a), and 2–210(a)

13 Annotated Code of Maryland

14 (2016 Volume and 2017 Supplement)

15 BY repealing and reenacting, with amendments,

16 Article – Alcoholic Beverages

17 Section 2–202(j), 2–203(g), 2–204(i), 2–205(d), 2–206(h), 2–207(e), 2–208(h),
18 2–209(i), 2–210(k), 3–109, 3–202(d), 3–204, and 3–401(c)

19 Annotated Code of Maryland

20 (2016 Volume and 2017 Supplement)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

22 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

1-101.

(a) In this article the following words have the meanings indicated.

(s) “Manufacturer’s license” means a license issued under Title 2, Subtitle 2 of this article that is:

(1) a Class 1 distillery license;

(2) a Class 2 rectifying license;

(3) a Class 3 winery license;

(4) a Class 4 limited winery license;

(5) a Class 5 brewery license;

(6) a Class 6 pub–brewery license;

(7) a Class 7 micro–brewery license;

(8) a Class 8 farm brewery license; or

(9) a Class 9 limited distillery license.

2-202.

(a) There is a Class 1 distillery license.

(j) The [annual] **ONE–TIME** license fee is [~~\$2,000~~] **\$200**.

2-203.

(a) There is a Class 9 limited distillery license.

(g) The [annual] **ONE–TIME** license fee is [~~\$500~~] **\$200**.

2-204.

(a) There is a Class 2 rectifying license.

(i) The [annual] **ONE–TIME** license fee is [~~\$600~~] **\$200**.

2-205.

1 (a) There is a Class 3 winery license.

2 (d) The [annual] ~~ONE-TIME~~ license fee is [~~\$750~~] **\$200**.

3 2-206.

4 (a) There is a Class 4 limited winery license.

5 (h) The [annual] ~~ONE-TIME~~ license fee is \$200.

6 2-207.

7 (b) There is a Class 5 brewery license.

8 (e) The [annual] ~~ONE-TIME~~ license fee is [~~\$1,500~~] **\$200**.

9 2-208.

10 (a) There is a Class 6 pub-brewery license.

11 (h) The [annual] ~~ONE-TIME~~ license fee is [~~\$500~~] **\$200**.

12 2-209.

13 (a) There is a Class 7 micro-brewery license.

14 (i) The [annual] ~~ONE-TIME~~ license fee is [~~\$500~~] **\$200**.

15 2-210.

16 (a) There is a Class 8 farm brewery license.

17 (k) The [annual] ~~ONE-TIME~~ license fee is \$200.

18 3-109.

19 (a) This section does not apply to:

20 (1) temporary or miscellaneous licenses; **OR**

21 (2) **A LICENSE FOR WHICH PAYMENT OF AN ANNUAL LICENSE FEE IS**
22 **NOT OTHERWISE REQUIRED UNDER THIS ARTICLE.**

23 (b) The fee for a license issued for less than 1 year is:

24 (1) the full annual license fee, if the license is issued during the first

1 quarter of the license year;

2 (2) three-fourths of the annual license fee, if the license is issued during
3 the second quarter of the license year;

4 (3) one-half of the annual license fee, if the license is issued during the
5 third quarter of the license year; and

6 (4) one-fourth of the annual license fee, if the license is issued during the
7 fourth quarter of the license year.

8 3-202.

9 (d) (1) In addition to any license fee otherwise required under this article, an
10 applicant for the initial issuance of a [manufacturer's or] wholesaler's license under Title
11 2, Subtitle [2 or] 3 of this article shall pay to the Comptroller a nonrefundable application
12 fee of \$200.

13 (2) The application fee under this subsection does not apply to a license for
14 which payment of an annual license fee is not otherwise required under this article.

15 3-204.

16 (A) Except as otherwise provided in this article, a license issued by the
17 Comptroller shall be dated as of the date of issuance and shall expire on the next April 30
18 after its issuance.

19 (B) **A MANUFACTURER'S LICENSE DOES NOT EXPIRE UNDER THIS SECTION.**

20 3-401.

21 (c) (1) In addition to any license fee otherwise required under this article, an
22 applicant for renewal of a [manufacturer's or] wholesaler's license under Title 2, Subtitle
23 [2 or] 3 of this article shall pay to the Comptroller a renewal fee of \$30.

24 (2) The renewal fee under this subsection does not apply to a license for
25 which payment of an annual license fee is not otherwise required under this article.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
27 1, 2018.