

# SENATE BILL 311

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CF 8lr0157

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By: **The President (By Request – Administration) and Senators Bates, Cassilly, Eckardt, Edwards, Hershey, Hough, Jennings, Klausmeier, Mathias, Norman, Ready, Reilly, Salling, Serafini, and Simonaire**

Introduced and read first time: January 22, 2018

Assigned to: Education, Health, and Environmental Affairs

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## 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:

23 **Article – Alcoholic Beverages**

24 1–101.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

2 (s) "Manufacturer's license" means a license issued under Title 2, Subtitle 2 of  
3 this article that is:

4 (1) a Class 1 distillery license;

5 (2) a Class 2 rectifying license;

6 (3) a Class 3 winery license;

7 (4) a Class 4 limited winery license;

8 (5) a Class 5 brewery license;

9 (6) a Class 6 pub-brewery license;

10 (7) a Class 7 micro-brewery license;

11 (8) a Class 8 farm brewery license; or

12 (9) a Class 9 limited distillery license.

13 2-202.

14 (a) There is a Class 1 distillery license.

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

16 2-203.

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

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

19 2-204.

20 (a) There is a Class 2 rectifying license.

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

22 2-205.

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

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

1 2-206.

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

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

4 2-207.

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

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

7 2-208.

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

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

10 2-209.

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

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

13 2-210.

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

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

16 3-109.

17 (a) This section does not apply to:

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

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

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

22 (1) the full annual license fee, if the license is issued during the first  
23 quarter of the license year;

24 (2) three-fourths of the annual license fee, if the license is issued during

1 the second quarter of the license year;

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

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

6 3-202.

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

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

13 3-204.

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

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

18 3-401.

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

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

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
25 1, 2018.