

# SENATE BILL 609

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By: **Senator Young**

Introduced and read first time: January 31, 2018

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Class 5 Breweries – Hours of Sale for On–Premises Consumption**

3 FOR the purpose of altering the hours of sale for certain Class 5 breweries by specifying  
4 that a holder of any Class 5 brewery license with an on–site consumption permit and  
5 a Class D or equivalent license issued by a local licensing board may serve or sell  
6 beer for on–premises consumption during the hours specified on the Class D or  
7 equivalent license; and generally relating to Class 5 breweries.

8 BY repealing and reenacting, without amendments,

9 Article – Alcoholic Beverages

10 Section 2–207(b)

11 Annotated Code of Maryland

12 (2016 Volume and 2017 Supplement)

13 BY repealing

14 Article – Alcoholic Beverages

15 Section 2–207(h)

16 Annotated Code of Maryland

17 (2016 Volume and 2017 Supplement)

18 BY adding to

19 Article – Alcoholic Beverages

20 Section 2–207(h)

21 Annotated Code of Maryland

22 (2016 Volume and 2017 Supplement)

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

25 **Article – Alcoholic Beverages**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 2–207.

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

3 [(h) (1) This subsection does not apply to:

4 (i) the holder of a Class 5 brewery license that held an on–site  
5 consumption permit and a Class D license or an equivalent license on or before April 1,  
6 2017;

7 (ii) an individual who held a minority interest in an on–site  
8 consumption permit and a Class D license or an equivalent license on or before April 1,  
9 2017, and then obtains by transfer a majority interest in the same license or permit;

10 (iii) a location in the State for which a completed brewer’s notice form  
11 was filed with the U. S. Department of Treasury on or before April 1, 2017;

12 (iv) a promotional event conducted under subsection (g) of this  
13 section; and

14 (v) a guided tour during which:

15 1. samples of beer are served under subsection (c)(5) of this  
16 section; or

17 2. beer is sold for off–premises consumption under  
18 subsection (c)(6) of this section.

19 (2) This subsection applies to:

20 (i) a holder of a Class 5 brewery license who:

21 1. after April 1, 2017, obtains an on–site consumption permit  
22 and a Class D beer license or equivalent license for on–premises consumption; or

23 2. not holding a minority interest in an on–site consumption  
24 permit and a Class D license or an equivalent license on or before April 1, 2017, obtains a  
25 majority interest by transfer in an on–site consumption permit and a Class D license or an  
26 equivalent license; and

27 (ii) notwithstanding paragraph (1)(iii) of this subsection, a  
28 manufacturer of beer with more than 1,000,000 barrels of finished production annually  
29 alone or in combination with its affiliates.

30 (3) Notwithstanding any provision in Division II of this article, the sales  
31 and serving privileges of an on–site consumption permit and a Class D license or an  
32 equivalent license may be exercised only from 10 a.m. to 10 p.m. Monday through Sunday.]

1           **(H) A HOLDER OF A CLASS 5 BREWERY LICENSE WITH AN ON-SITE**  
2 **CONSUMPTION PERMIT AND A CLASS D OR EQUIVALENT LICENSE ISSUED BY THE**  
3 **LOCAL LICENSING BOARD MAY SERVE OR SELL BEER FOR ON-PREMISES**  
4 **CONSUMPTION DURING THE HOURS SPECIFIED ON THE CLASS D OR EQUIVALENT**  
5 **LICENSE.**

6           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
7 1, 2018.