

# SENATE BILL 325

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By: **Senators Young and Hough**

Introduced and read first time: January 30, 2019

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Basket of Cheer**

3 FOR the purpose of establishing a basket of cheer permit in Frederick County; requiring  
4 the Board of License Commissioners to grant the permit at no cost to holders of  
5 certain Class C per diem licenses; providing that the permit authorizes the permit  
6 holder to provide as a prize at a benefit performance a basket of cheer, consisting of  
7 certain alcoholic beverages produced in Maryland; specifying that the alcoholic  
8 beverages contained in a basket of cheer shall be for off-premises consumption;  
9 requiring a holder of a permit to obtain the alcoholic beverages contained in a basket  
10 of cheer from a holder of a retail license; prohibiting a permit holder from raffling off  
11 more than a certain number of baskets of cheer at each benefit performance; and  
12 generally relating to alcoholic beverages permits granted in Frederick County.

13 BY repealing and reenacting, without amendments,  
14 Article – Alcoholic Beverages  
15 Section 20–102  
16 Annotated Code of Maryland  
17 (2016 Volume and 2018 Supplement)

18 BY adding to  
19 Article – Alcoholic Beverages  
20 Section 20–1317  
21 Annotated Code of Maryland  
22 (2016 Volume and 2018 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**

26 20–102.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 This title applies only in Frederick County.

2 **20-1317.**

3 **(A) THERE IS A BASKET OF CHEER PERMIT.**

4 **(B) THE BOARD SHALL GRANT THE PERMIT AT NO COST TO A HOLDER OF A**  
5 **CLASS C PER DIEM BEER AND WINE LICENSE OR A CLASS C PER DIEM BEER, WINE,**  
6 **AND LIQUOR LICENSE.**

7 **(C) THE PERMIT AUTHORIZES THE PERMIT HOLDER TO PROVIDE AS A PRIZE**  
8 **AT A BENEFIT PERFORMANCE A BASKET OF CHEER OF ALCOHOLIC BEVERAGES**  
9 **PRODUCED IN MARYLAND, CONSISTING OF:**

10 **(1) FOR A HOLDER OF A CLASS C PER DIEM BEER AND WINE LICENSE,**  
11 **NOT MORE THAN:**

12 **(I) 288 OUNCES OF BEER; AND**

13 **(II) 2.25 LITERS OF WINE; AND**

14 **(2) FOR A HOLDER OF A CLASS C PER DIEM BEER, WINE, AND LIQUOR**  
15 **LICENSE, NOT MORE THAN:**

16 **(I) 288 OUNCES OF BEER;**

17 **(II) 2.25 LITERS OF WINE; AND**

18 **(III) 2.25 LITERS OF LIQUOR.**

19 **(D) THE ALCOHOLIC BEVERAGES CONTAINED IN A BASKET OF CHEER SHALL**  
20 **BE FOR OFF-PREMISES CONSUMPTION.**

21 **(E) A HOLDER OF THE PERMIT:**

22 **(1) SHALL OBTAIN THE ALCOHOLIC BEVERAGES CONTAINED IN A**  
23 **BASKET OF CHEER FROM A HOLDER OF A RETAIL LICENSE; AND**

24 **(2) MAY RAFFLE OFF NOT MORE THAN 10 BASKETS OF CHEER AT EACH**  
25 **BENEFIT PERFORMANCE.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
27 1, 2019.