

HOUSE BILL 297

A2

9lr0323

By: **Montgomery County Delegation**

Introduced and read first time: January 28, 2019

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2019

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages – Sale of Chilled Beer and Chilled**
3 **Wine**

4 **MC 4–19**

5 FOR the purpose of authorizing a dispensary of the Montgomery County Department of
6 Liquor Control to sell chilled beer and chilled wine for off-premises consumption
7 ~~under certain circumstances from a keg for certain purposes~~; and generally relating
8 to alcoholic beverages in Montgomery County.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 25–102 and 25–310(d)
12 Annotated Code of Maryland
13 (2016 Volume and 2018 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section ~~25–310(d) and (e)~~ 25–310(e)
17 Annotated Code of Maryland
18 (2016 Volume and 2018 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



Article – Alcoholic Beverages

25–102.

This title applies only in Montgomery County.

25–310.

(d) (1) (i) In this subsection the following words have the meanings indicated.

(ii) “Beer” includes draft beer in refillable and nonrefillable containers.

(iii) “Wine” includes wine in refillable containers.

(2) A dispensary:

(i) may sell only:

1. except as provided for in subsection (e) of this section, for off-premises consumption ~~of, nonchilled~~;

~~A. CHILLED AND NONCHILLED~~ beer ~~of,;~~

~~B. CHILLED AND NONCHILLED~~ wine ~~of,;~~ and

~~C. NONCHILLED~~ liquor;

2. ice;

3. bottled water; and

4. items commonly associated with the serving or consumption of alcoholic beverages, including bottle openers, corkscrews, drink mixes, and lime juice; and

(ii) may not sell snack foods or soft drinks.

(e) (1) A dispensary may sell any product in the dispensary’s inventory for the purpose of:

(i) holding tastings of beer, wine, and liquor on the premises of the dispensary only;

(ii) serving, for tasting, beer, wine, and liquor; and

(iii) allowing the consumption of beer, wine, and liquor by an individual for tasting in a quantity of not more than:

1. one-half ounce from each offering of liquor;
2. 1.5 ounces from all offerings of liquor in a day;
3. 1 ounce from each offering of wine;
4. 4 ounces from all offerings of wine in a day;
5. 3 ounces from each offering of beer; and
6. 12 ounces from all offerings of beer in a day.

(2) Once opened, a bottle used for beer, wine, or liquor tasting shall be marked that it is to be used for that purpose only.

(3) A DISPENSARY MAY SELL CHILLED BEER OR CHILLED WINE FOR OFF-PREMISES CONSUMPTION ONLY FROM A KEG FOR THE PURPOSE OF FILLING:

(I) FOR BEER, A REFILLABLE CONTAINER OR A NONREFILLABLE CONTAINER; AND

(II) FOR WINE, A REFILLABLE CONTAINER.

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.