

ALCOHOLIC BEVERAGE LEGISLATION

The Legislature of 1933 took prompt advantage of the liberalization of the Volstead Act and the sale of beer was authorized in Baltimore City and in all of the Counties except three, Caroline, Carroll and Garrett Counties, in each of which the same was made subject to a referendum at the special election of Sept. 12, 1933, at which delegates to the Constitutional Convention to act on the repeal of the Eighteenth Amendment were elected. At this election, the voters of Caroline and Carroll Counties voted for the sale of beer and the voters of Garrett County against it. The voters of Washington County voted to repeal the prohibition and local option laws of that County.

The state-wide beer law (Chapter 213, Acts of 1933) legalized the manufacture, transportation and sale of beer and wines containing not more than 3.2% of alcohol by weight. (See page 97.) This Act, and the local Acts authorizing the sale of beer in Allegany County (Chapter 389, Acts of 1933), the City of Annapolis (Chapter 392, Acts of 1933), Baltimore City (Chapter 491, Acts of 1933), Baltimore County (Chapter 522, Acts of 1933), Howard County (Chapter 489, Acts of 1933), Prince George's County (Chapter 488, Acts of 1933), and Washington County (Chapter 490, Acts of 1933), were repealed by Chapter 2 of the Acts of the Special Session of 1933, which regulates the licensing and sale of alcoholic beverages generally.

This Act (Chapter 2 of the Special Session of 1933) regulates the manufacture and sale of alcoholic beverages within the State and the importation of such beverages into the State. This law applies to Baltimore City and the following Counties: Anne Arundel, Baltimore, Calvert, Carroll, Cecil, Charles, Dorchester, Frederick, Howard, Kent, Montgomery, Prince George's, Somerset, Talbot, Washington, Wicomico and Worcester Counties.

Garrett County is exempt from all of the provisions of the Act and is the only County in the State in which a wholesaler's license may not be issued. A manufacturer's license may be issued in every County in the State except Caroline, Garrett, Kent, Somerset and Talbot Counties.

The following classes of licenses are authorized by the state-wide Act (Chapter (2)):

1. **Manufacturer's License, \$1,000.** This license is issued by the State Comptroller for any place of business in Baltimore City or in any County except Caroline, Garrett, Kent, Somerset and Talbot Counties, though in Montgomery County the license must be approved by the Board of License Commissioners for said County.
2. **Wholesalers License, \$1,000.** This license is issued by the State Comptroller for any place of business in Baltimore City or in any County except Garrett County.
3. **Beer Licenses:**
 - Class A—"Off Sale" License, \$25. This license is issued by the Clerk of the Circuit Court of the County in which the place of business is located, but no such license may be issued in Baltimore City or in Allegany, Baltimore, Caroline, Garrett, Harford, Queen Anne's and St. Mary's Counties.