

**Article 2B - Alcoholic Beverages**

2-101.

(i) (1) A nonresident dealer's permit, for the purpose of selling beer, wine, or distilled spirits to Maryland licensees authorized to receive those beverages, may be issued only to:

(i) A brewer, distiller, rectifier, bottler, manufacturer, vintner, or winery; or

(ii) A sales agent of one of those under subparagraph (i) of this paragraph, provided proof of that agency is presented to the Office of the Comptroller; or

(iii) An importer of beer, wine, or distilled beverages produced outside the United States who purchases directly from the brand owner or from a sales agent of a brewer, distiller, rectifier, bottler, manufacturer, vintner, or winery, who is authorized by the brand owner to sell in Maryland, and who has provided proof of this sales agency relationship to the Office of the Comptroller; or

(iv) An American sales agent of an importer under subparagraph (iii) of this paragraph, provided proof of that agency is presented to the Office of the Comptroller.

(2) A NONRESIDENT DEALER'S PERMIT MAY NOT BE ISSUED TO A PERSON WHO:

(I) HOLDS A WHOLESALER OR RETAILER LICENSE OF ANY CLASS ISSUED UNDER THIS ARTICLE;

~~(II) HAS AN INTEREST, OTHER THAN A DISCLOSED SECURITY INTEREST, IN A WHOLESALER LICENSED UNDER THIS ARTICLE; OR~~

(II) HAS AN INTEREST IN A WHOLESALER LICENSED UNDER THIS ARTICLE, OTHER THAN A DISCLOSED LEGAL, EQUITY, OR SECURITY INTEREST OF A MALT BEVERAGE WHOLESALER; OR

(III) HAS AN INTEREST IN A RETAILER LICENSED UNDER THIS ARTICLE.

(3) A holder of a nonresident dealer's permit may sell, consign, or deliver, from a location outside Maryland, to persons in Maryland who are authorized to receive them, only those beers, wines, or distilled spirits which it distills, rectifies, bottles, manufactures, produces, imports from outside the United States, or represents as the designated sales agent. The brewer, distiller, rectifier, bottler, manufacturer, vintner, winery, importer and their designated agent may not discriminate directly or indirectly in price between Maryland licensees.

[(3)] (4) Notwithstanding any other provision of this section, any brand of beer presently being sold, consigned, or delivered in Maryland by the holder of a nonresident dealer's permit from a location outside Maryland to persons in Maryland who are authorized to receive it under this article may continue to be sold, consigned,