

Bulletin

Comptroller of Maryland • Alcohol and Tobacco Tax Bureau • Goldstein Treasury Building
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Web Site: <http://compnet.comp.state.md.us/red/>

AB-49

April 25, 2006

To: All Class 4 Limited Wineries and Out-of-State Small Wineries

Subject: New Class 6 Limited Wine Wholesale License and Non-resident Winery Permit

On April 25, 2006, Senate Bill 812 was signed into law by Governor Ehrlich. The provisions of the bill, which became effective immediately upon signing, supersede and negate the effects of Alcohol and Tobacco Tax Bureau Administrative Releases AB-33 and AB-34. Senate Bill 812 created a Class 6 Limited Wine Wholesaler's License and a Non-resident Winery Permit. The Class 6 Limited Wine Wholesaler's License (Type "W6") is available to certain in-State wineries, and the Non-resident Winery Permit (Type "NW") is available to certain out-of-State wineries. The new license and the new permit bear the same \$50.00 fee and confer the same general privileges and responsibilities upon the holder.

The Class 6 Limited Wine Wholesaler's License is available to the holder of a Maryland Class 4 Limited Winery License who manufactures no more than 27,500 gallons of wine annually. The new license allows for the sale and delivery to retailers of the wine produced at the limited winery. The holder of a Class 6 Limited Wholesaler's License may not simultaneously assign its wines to be distributed by another Maryland wholesaler. A revised license application form COM/ATTB-007 is enclosed for your use.

The Non-resident Winery Permit is available to wineries that are located outside Maryland and manufacture no more than 27,500 gallons of wine annually. The Non-resident Winery Permit allows the winery to sell and deliver its wines to Maryland retailers, or to contract with a properly permitted third party for transport and delivery of its wines. The holder of a Non-resident Winery Permit may not simultaneously hold a Non-resident Dealer's Permit and distribute its wines through a Maryland wholesaler. Application can be made for this new permit using revised form COM/ATTB-010 which is available on our web site <http://compnet.comp.state.md.us/red/attb/atinfo/forms.asp>.

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The holder of either the new license or the new permit is subject to the requirements of Article 2B of the Annotated Code of Maryland, the Tax-General Article, and all regulations promulgated there under including the Credit Control Regulation 03.02.01.04 and the Price Filing Regulation 03.02.01.05 with regard to sales to retailers. Copies of the two regulations are available on the web site with revisions in process. Further information will be provided upon request or in conjunction with the processing of an application for the new license or permit.

Questions concerning this Bulletin can be directed to Linda Bates at (410) 260-7532.

Larry W. Tolliver
Director

cc: County Liquor Boards and Dispensaries
Maryland BWL Wholesalers

Attachments