NON-REFILLABLE CONTAINER PERMIT APPLICATION

Trade Name: ____________________________________________

Business Entity Name: ____________________________________

Business Address: ________________________________________

____________________________________________________________________________________

To the Garrett County Board of License Commissioners:

Application is made by the undersigned licensee(s) under the provisions of the Alcoholic Beverages (AB) Article, § 4-1106 and § 21-1104.1 of the Annotated Code of Maryland, for authority to permit the sale of draft beer in non-refillable containers for consumption off the described licensed premises only.

We/I understand the regulations outlined in the attached information sheet and all other applicable Rules and Regulations of the Garrett County Board of License Commissioners.

____________________________________________________________________________________
(Print Licensee’s Name) __________________________________________________________________ (Signature of Licensee) __________________________________________________________________ (Date)

____________________________________________________________________________________
(Print Licensee’s Name) __________________________________________________________________ (Signature of Licensee) __________________________________________________________________ (Date)

____________________________________________________________________________________
(Print Licensee’s Name) __________________________________________________________________ (Signature of Licensee) __________________________________________________________________ (Date)

____________________________________________________________________________________
(Print Licensee’s Name) __________________________________________________________________ (Signature of Licensee) __________________________________________________________________ (Date)

____________________________________________________________________________________
(Print Licensee’s Name) __________________________________________________________________ (Signature of Licensee) __________________________________________________________________ (Date)
§ 4-1106. NONREFILLABLE CONTAINER PERMIT -- DRAFT BEER.

(a) Established. -- There is a nonrefillable container permit.

(b) Scope of authorization. -- A nonrefillable container permit authorizes the permit holder to sell draft beer for off-premises consumption by packaging the beer in a nonrefillable container that meets the standards set out in subsection (d) of this section.

(c) Permit term; hours of sale; notice and hearing requirements. --
   (1) The term of a nonrefillable container permit is the same as that of the underlying license.
   (2) The hours of sale for a nonrefillable container permit are the same as those for the underlying license.
   (3) An applicant who holds an underlying license without an off-sale privilege shall meet the same advertising, posting of notice, and public hearing requirements as those for the underlying license.

(d) Container standards. -- To be used as a nonrefillable container for draft beer under the authority of a nonrefillable container permit, a container shall:
   (1) be constructed out of aluminum;
   (2) be sealable;
   (3) have a capacity of 32 ounces;
   (4) be branded with the identifying marks of the seller of the container; and
   (5) bear the federal health warning statement required for containers of alcoholic beverages under 27 C.F.R. § 16.21.

§ 21-1104.1. NONREFILLABLE CONTAINER PERMIT -- DRAFT BEER.

(a) Authorized permit holder. -- The Board may issue a nonrefillable container permit for draft beer to a holder of a draft beer permit who also holds any other license except a Class A license or a Class C license.

(b) Penalties. -- A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 1 year or a fine not exceeding $5,000 or both.

27 C.F.R. §16.21: MANDATORY LABEL INFORMATION

There shall be stated on the band label or separate front label, or on a back or side label, separate and apart from all other information, the following statement:

GOVERNMENT WARNING: (1) According to the Surgeon General, women should not drink alcoholic beverages during pregnancy because of the risk of birth defects. (2) Consumption of alcoholic beverages impairs your ability to drive a car or operate machinery, and may cause health problems.