

SENATE BILL 897

A2

7lr2389
CF HB 1539

By: **Senator Astle**

Introduced and read first time: February 3, 2017

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 7, 2017

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Class H Beer and Light Wine**
3 **Licenses**

4 FOR the purpose of increasing the number of ~~Class H beer, wine, and liquor or~~ Class H
5 beer and light wine licenses that the Board of License Commissioners for Anne
6 Arundel County may issue to a certain license holder under certain circumstances;
7 making certain stylistic changes; and generally relating to alcoholic beverages
8 licenses in Anne Arundel County.

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

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 11–1609
17 Annotated Code of Maryland
18 (2016 Volume and 2016 Supplement)

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

21 **Article – Alcoholic Beverages**

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.



1 11-102.

2 This title applies only in Anne Arundel County.

3 11-1609.

4 (a) **(1) The SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE** Board
 5 may issue ~~[a second license]~~ **NOT MORE THAN FOUR ADDITIONAL LICENSES** to a holder
 6 ~~of a Class B license that has a restriction prohibiting sales for consumption off the premises~~
 7 ~~or a holder of a Class H license if:~~

8 ~~(1) [the second] EACH ADDITIONAL license is a Class H beer, wine, and~~
 9 ~~liquor license or a Class H beer and wine license; and:~~

10 **(I) A SECOND LICENSE, IF THE SECOND LICENSE IS ANY CLASS**
 11 **H LICENSE, TO:**

12 **1. A HOLDER OF ANY CLASS B LICENSE THAT HAS A**
 13 **RESTRICTION PROHIBITING SALES FOR CONSUMPTION OFF THE PREMISES; OR**

14 **2. A HOLDER OF ANY CLASS H LICENSE; OR**

15 **(II) NOT MORE THAN FOUR ADDITIONAL LICENSES, IF EACH**
 16 **ADDITIONAL LICENSE IS A CLASS H BEER AND LIGHT WINE LICENSE, TO:**

17 **1. A HOLDER OF A CLASS B BEER AND LIGHT WINE**
 18 **LICENSE THAT HAS A RESTRICTION PROHIBITING SALES FOR CONSUMPTION OFF**
 19 **THE PREMISES; OR**

20 **2. A HOLDER OF A CLASS H BEER AND LIGHT WINE**
 21 **LICENSE.**

22 (2) ~~the~~ **AT LEAST ONE** restaurant for which the Class H license under ~~item~~
 23 **PARAGRAPH (1)** of this subsection is sought or to which the original Class B or Class H
 24 license applies ~~is~~ **MUST BE** in:

25 (i) a suburban community center designated by the county in
 26 accordance with Bill Nos. 36-96 and 70-96 of the county ordinances; or

27 (ii) one of the following locations as the location existed on October
 28 1, 1999:

29 1. the Glen Burnie Urban Renewal Area;

1 4. the Baltimore–Washington International Thurgood
2 Marshall Airport State Priority Funding Area, as designated by the county in accordance
3 with § 6–301(f)(8) of the Economic Development Article;

4 5. a shopping center with a gross area of at least 1,000,000
5 square feet that is zoned C3 General Commercial by the zoning article of the County Code;
6 or

7 6. the Route 198 corridor, consisting of properties located
8 within 500 feet of the right–of–way of Maryland Route 198, from Route 32 on the east to
9 the Prince George’s County–Anne Arundel County line on the west.

10 (d) A franchisor may not have a direct ownership interest, as defined by the
11 Board, in more than [two] **FIVE** licenses under this section.

12 (e) The Board shall adopt regulations:

13 (1) to carry out this section; and

14 (2) that define “direct ownership interest” for the purposes of subsection (d)
15 of this section.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2017.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.