

SENATE BILL 1039

A2

(7lr3642)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Economic Matters* —

Introduced by **Washington County Senators**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Washington County – Alcoholic Beverages – Hotel and Motel Licenses**

3 FOR the purpose of altering the privileges of Class B beer, wine, and liquor hotel and
4 restaurant licenses issued in Washington County so that the privileges may be
5 exercised for on- and off-premises consumption for certain licenses and for
6 on-premises consumption only for all other licenses; *requiring the license holder to*
7 *notify the Board before constructing or altering an area on the premises where beer,*
8 *wine, and liquor are sold;* making certain conforming changes; and generally relating
9 to alcoholic beverages licenses in Washington County.

10 BY repealing and reenacting, without amendments,
11 Article – Alcoholic Beverages
12 Section 31-102
13 Annotated Code of Maryland
14 (2016 Volume and 2016 Supplement)

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.

Italics indicate opposite chamber/conference committee amendments.



1 BY repealing and reenacting, with amendments,
2 Article – Alcoholic Beverages
3 Section 31–903
4 Annotated Code of Maryland
5 (2016 Volume and 2016 Supplement)

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

8 **Article – Alcoholic Beverages**

9 31–102.

10 This title applies only in Washington County.

11 31–903.

12 (a) There is a Class B beer, wine, and liquor [(on–sale)] hotel and restaurant
13 license.

14 (b) The Board may issue the license to the owner of a hotel or motel that:

15 (1) is in a building at least three stories tall that was originally constructed
16 for hotel or motel purposes;

17 (2) has a capital investment of at least \$500,000; and

18 (3) contains:

19 (i) at least one passenger elevator;

20 (ii) at least 100 rooms to accommodate the public;

21 (iii) a lobby with a registration and mail desk and seating facilities;

22 and

23 (iv) a ballroom, conference room, or banquet room.

24 (c) The license authorizes the license holder to sell beer, wine, and liquor at a
25 hotel or restaurant at retail at the place described in the license[, for on–premises
26 consumption]:

27 (1) through room service or otherwise to registered guests; or

1 (2) by the glass, bottle, or can to individuals attending an event in a
2 ballroom, conference room, or banquet room.

3 (D) THE PRIVILEGES OF THE LICENSE MAY BE EXERCISED:

4 (1) ~~IF THE LICENSE WAS ISSUED ON OR BEFORE JUNE 30, 2016, AND~~
5 ~~HAD AN OFF-SALE PRIVILEGE, FOR ON- AND OFF-PREMISES CONSUMPTION; AND,~~
6 IF:

7 (I) THE LICENSE WAS ISSUED ON OR BEFORE JUNE 30, 2016,
8 WITH AN OFF-SALE PRIVILEGE; AND

9 (II) THE LICENSE HOLDER HAS OPERATED A RETAIL STORE ON
10 THE LICENSED PREMISES SINCE AT LEAST JUNE 30, 2016; AND

11 (2) ~~FOR ALL OTHER LICENSES,~~ FOR ON-PREMISES CONSUMPTION
12 ONLY, FOR ALL OTHER LICENSES.

13 (E) THE LICENSE HOLDER SHALL NOTIFY THE BOARD BEFORE
14 CONSTRUCTING OR ALTERING AN AREA ON THE PREMISES WHERE BEER, WINE, AND
15 LIQUOR ARE SOLD.

16 [(d)] ~~(E)~~ (F) Except as provided in regulations adopted by the Board under
17 subsection [(f)] ~~(G)~~ (H) of this section, the license holder may sell beer, wine, and liquor
18 during the hours and days as set out for a Class B beer, wine, and liquor (on-sale) license
19 under § 31-2004(c) of this title.

20 [(e)] ~~(F)~~ (G) (1) The annual license fee is \$1,000.

21 (2) The fee for a Sunday permit is \$250.

22 [(f)] ~~(G)~~ (H) The Board may adopt regulations to carry out this section, including
23 regulations that:

24 (1) provide for the manner of dispensing beer, wine, and liquor under the
25 license;

26 (2) provide for the hours and days of sale; and

27 (3) limit the quantity of alcoholic beverages that may be sold to an
28 individual as a single serving or during a 24-hour period.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
30 1, 2017.