

HOUSE BILL 178

A2

8lr0324

By: **Montgomery County Delegation**

Introduced and read first time: January 18, 2018

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County Alcohol Modernization Act of 2018**

3 **MC 4-18**

4 FOR the purpose of allowing a dispensary in Montgomery County to sell draft beer in
5 refillable and nonrefillable containers and wine in refillable containers; allowing a
6 dispensary to sell chilled beer, wine, and soft drinks; repealing the prohibition in the
7 county on issuing certain alcoholic beverages licenses for use in conjunction with or
8 on the premises of a bowling alley, billiard hall, or drugstore or a restaurant in a
9 bowling alley, billiard hall, or drugstore; repealing certain location restrictions in
10 order to allow the Board of License Commissioners to issue a Class B beer, wine, and
11 liquor license throughout the county; repealing certain monthly reporting
12 requirements for certain first-year license holders; altering certain requirements for
13 hotels and motels for which a Class B-BWL (H-M) license is issued; allowing a
14 certain license applicant to submit a copy of a government-issued photograph to
15 meet a certain requirement; repealing certain restrictions on the issuance of a Class
16 H beer and wine license and a Class D license; allowing an individual of a certain
17 age to be employed in the sale of liquor; altering a certain age requirement for a
18 deliverer of an off-site retail delivery; altering hours of sale for certain licenses;
19 altering a certain requirement concerning possessing an open alcoholic beverages
20 container on private property; altering certain requirements and penalty provisions
21 concerning knowingly selling or providing alcoholic beverages to certain individuals;
22 repealing the prohibition against a pharmacist or pharmacy using or dispensing
23 alcoholic beverages other than those purchased from the County Department of
24 Liquor Control; repealing the prohibition against a person in a vehicle in which
25 alcoholic beverages are present having a smoke screen or other device to prevent the
26 arrest or seizure of the vehicle; making certain technical changes; and generally
27 relating to alcoholic beverages in Montgomery County.

28 BY repealing and reenacting, without amendments,
29 Article – Alcoholic Beverages

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 25–102
2 Annotated Code of Maryland
3 (2016 Volume and 2017 Supplement)

4 BY repealing and reenacting, with amendments,
5 Article – Alcoholic Beverages
6 Section 25–310(d), 25–601, 25–602, 25–604, 25–605, 25–802, 25–803, 25–902,
7 25–904, 25–1409, 25–1901, 25–1904, 25–2002, 25–2004, 25–2005, 25–2704,
8 25–2705, and 25–2709
9 Annotated Code of Maryland
10 (2016 Volume and 2017 Supplement)

11 BY repealing
12 Article – Alcoholic Beverages
13 Section 25–1609, 25–2707, and 25–2708
14 Annotated Code of Maryland
15 (2016 Volume and 2017 Supplement)

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

18 **Article – Alcoholic Beverages**

19 25–102.

20 This title applies only in Montgomery County.

21 25–310.

22 (d) A dispensary:

23 (1) **MAY SELL, FOR OFF–PREMISES CONSUMPTION:**

24 (I) **DRAFT BEER IN REFILLABLE AND NONREFILLABLE**
25 **CONTAINERS; AND**

26 (II) **WINE IN REFILLABLE CONTAINERS;**

27 (2) may sell only:

28 (i) except as provided for in subsection (e) of this section, for
29 off–premises consumption[.]:

30 1. nonchilled beer, wine, [and] liquor, **AND SOFT DRINKS;**

31 **AND**

1 **2. CHILLED BEER, WINE, AND SOFT DRINKS;**

2 (ii) ice;

3 (iii) bottled water; and

4 (iv) items commonly associated with the serving or consumption of
5 alcoholic beverages, including bottle openers, corkscrews, drink mixes, and lime juice; and

6 **[(2)] (3)** may not sell snack foods **[or soft drinks]**.

7 25–601.

8 (a) There is a Class A beer license.

9 (b) (1) **[Subject to paragraph (2) of this subsection, the] THE** license
10 authorizes the license holder to sell beer at retail to consumers at the place described in the
11 license.

12 (2) **[A license may not be issued for, for use in conjunction with, or on the**
13 premises of:

14 (i) a bowling alley, billiard hall, or drugstore or a restaurant located
15 in a bowling alley, billiard hall, or drugstore; or

16 (ii) a premises that has a passageway providing direct public access
17 to a bowling alley, billiard hall, or drugstore or a restaurant located in a bowling alley,
18 billiard hall, or drugstore.

19 **(3)]** The license holder shall sell the beer in a sealed package or container.

20 **[(4)] (3)** The package or container may not be opened and its contents
21 may not be consumed on the premises where the beer was sold.

22 (c) The annual license fee is \$200.

23 25–602.

24 (a) There is a Class B beer license.

25 (b) **[(1) Subject to paragraph (2) of this subsection, the] THE** license authorizes
26 the license holder to sell beer at retail at a hotel or restaurant at the place described in the
27 license for on– and off–premises consumption.

28 **[(2) A license may not be issued for, for use in conjunction with, or on the**
29 premises of:

1 (i) a bowling alley, billiard hall, or drugstore or a restaurant located
2 in a bowling alley, billiard hall, or drugstore; or

3 (ii) a premises that has a passageway providing direct public access
4 to a bowling alley, billiard hall, or drugstore or a restaurant located in a bowling alley,
5 billiard hall, or drugstore.]

6 (c) The annual license fee is \$250.

7 25–604.

8 (a) There is a Class D beer license.

9 (b) [(1) Subject to paragraph (2) of this subsection, the] **THE** license authorizes
10 the license holder to sell beer at retail at the place described in the license for on– and
11 off–premises consumption.

12 [(2) A license may not be issued for, for use in conjunction with, or on the
13 premises of:

14 (i) a bowling alley, billiard hall, or drugstore or a restaurant located
15 in a bowling alley, billiard hall, or drugstore; or

16 (ii) a premises that has a passageway providing direct public access
17 to a bowling alley, billiard hall, or drugstore or a restaurant located in a bowling alley,
18 billiard hall, or drugstore.]

19 (c) The annual license fee is \$250.

20 25–605.

21 (a) There is a Class H beer license.

22 (b) (1) Subject to [paragraphs (2) through (4)] **PARAGRAPH (2)** of this
23 subsection, the license authorizes the license holder to sell beer at retail at a hotel or
24 restaurant at the place described in the license for on–premises consumption.

25 (2) [A license may not be issued for, for use in conjunction with, or on the
26 premises of:

27 (i) a restaurant located in a drugstore; or

28 (ii) a premises that has a passageway providing direct public access
29 to a drugstore.

1 (3) A license may be issued for a bowling alley if the bowling alley has at
2 least 24 lanes and is equipped with automatic pin setters.

3 (4) A license may be issued for a public golf course under § 25-1101 of this
4 title.

5 (c) The annual license fee is \$400.

6 (d) (1) There is one Class H license that shall be issued to a person who, on
7 June 30, 1997, held a Class B beer license and operated a licensed premises that was located
8 in that portion of the City of Takoma Park that was formerly part of Prince George's
9 County.

10 (2) The Class H license holder may exercise all of the privileges that the
11 license holder was authorized to exercise on June 30, 1997.

12 (3) The annual license fee is \$400.

13 25-802.

14 (a) There is a Class A beer and wine license.

15 (b) (1) The license authorizes the license holder to sell beer and wine, at retail,
16 at the place described in the license.

17 (2) The license holder shall sell the beer and wine in a sealed package or
18 container.

19 (3) The package or container may not be opened and its contents may not
20 be consumed on the premises where the beer or wine is sold.

21 (c) [(1) Except as provided in paragraph (2) of this subsection, the license may
22 not be issued to or used in conjunction with:

23 (i) an establishment that is a bowling alley, billiard hall, or
24 drugstore, or a restaurant in the establishment; or

25 (ii) a place with a door, an archway, an opening, or any other
26 passageway providing direct public access to an establishment listed under item (i) of this
27 paragraph.

28 (2) Paragraph (1) of this subsection does not apply to the renewal of the
29 license for use by a supermarket that includes a drugstore.

30 (d) The annual license fee is \$250.

31 25-803.

1 (a) There is a Class B beer and wine license.

2 (b) The license authorizes the license holder to sell beer and wine at a hotel or
3 restaurant, at retail, at the place described in the license, for on- and off-premises
4 consumption.

5 (c) [The license may not be issued to or used in conjunction with:

6 (1) an establishment that is a bowling alley, billiard hall, or drugstore, or
7 a restaurant in the establishment; or

8 (2) a place with a door, an archway, an opening, or any other passageway
9 providing direct public access to an establishment listed under item (1) of this subsection.

10 (d)] The annual license fee is \$400.

11 25-902.

12 (a) There is a Class B beer, wine, and liquor license.

13 (b) The Board may issue the license to the owner or operator of a restaurant or
14 hotel if:

15 (1) [the restaurant is located in the 2nd, 3rd, 4th, 6th, 7th, 8th, 9th, 10th,
16 or 13th election district;

17 (2) the restaurant or hotel is not located in Poolesville or Kensington;

18 (3)] before the issuance of the license, the owner or operator attests in a
19 sworn statement that gross receipts from food sales in the restaurant or hotel will be at
20 least equal to 40% of the gross receipts from the sale of food and alcoholic beverages; and

21 [(4)] (2) before each renewal of the license, the owner or operator attests
22 in a sworn statement that the gross receipts from food sales in the restaurant or hotel for
23 the 12 months immediately before the application for renewal have been at least equal to
24 40% of the gross receipts from the sale of food and alcoholic beverages.

25 (c) The license authorizes the license holder to sell beer, wine, and liquor at retail
26 at the place described in the license for on-premises consumption.

27 (d) The Board shall adopt regulations to:

28 (1) provide for:

29 (i) periodic inspection of the premises; and

1 (ii) audits to determine the ratio of gross receipts from the sale of
2 food to gross receipts from the sale of beer, wine, and liquor; and

3 (2) during the initial license year, require[:

4 (i)] at least monthly physical inspections of the premises[; and

5 (ii) the license holder to submit to the Board monthly statements
6 showing gross receipts from the sale of food and gross receipts from the sale of beer, wine,
7 and liquor for the preceding month].

8 (e) (1) The Board may revoke a license if the license holder fails to maintain
9 the ratio of gross receipts from the sale of food to gross receipts from the sale of alcoholic
10 beverages required under this section:

11 (i) during the initial license year, for 3 consecutive months; or

12 (ii) after the initial license year, for each license or calendar year.

13 (2) The Board may require a license holder to provide supporting data as
14 the Board considers necessary to establish that the license holder has met the requirements
15 of this section relating to the ratio of gross receipts from the sale of food to gross receipts
16 from the sale of alcoholic beverages.

17 (f) The annual license fee is \$2,500.

18 25–904.

19 (a) There is a Class B–BWL (H–M) beer, wine, and liquor license.

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

21 (1) is in a building at least three stories tall that was originally constructed
22 for hotel purposes;

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

24 (3) contains:

25 (i) at least one passenger elevator;

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

27 (iii) a dining room with facilities for preparing and serving regular
28 meals for at least 125 individuals at one seating] **CONTAINS AT LEAST FIVE ROOMS TO**
29 **ACCOMMODATE THE PUBLIC.**

1 (c) The license authorizes the license holder to sell beer, wine, and liquor in
2 accordance with § 25–902 of this subtitle, except that registered guests may be served in
3 their rooms.

4 (d) The license holder may sell beer, wine, and liquor during the hours and days
5 as set out under § 25–2005(e) of this title.

6 (e) The annual license fee is \$2,500.

7 25–1409.

8 (a) This section does not apply to an application for a temporary license issued in
9 accordance with Subtitle 13 of this title.

10 (b) **(1) [An] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN**
11 applicant shall submit with the application clear and recent photographs and copies of the
12 fingerprints of the applicant and of the person who will be actively in charge of the business
13 to be conducted under the license.

14 **(2) A PHOTOGRAPH SUBMITTED UNDER PARAGRAPH (1) OF THIS**
15 **SUBSECTION MAY BE A COPY OF A GOVERNMENT–ISSUED PHOTOGRAPH.**

16 [25–1609.

17 (a) The Board may not issue:

18 (1) a Class H beer and wine license:

19 (i) for use in conjunction with, on the site of, or to a restaurant in a
20 drugstore; or

21 (ii) for use in an establishment with a door, an archway, an opening,
22 or other passageway providing direct public access to a drugstore; or

23 (2) a Class D license:

24 (i) for use in conjunction with, on the site of, or to a bowling alley,
25 billiard hall, or drugstore;

26 (ii) for use in an establishment with a door, an archway, an opening,
27 or other passageway providing direct public access to a bowling alley, billiard hall, or
28 drugstore; or

29 (iii) for use in conjunction with, on the site of, or to a restaurant in a
30 bowling alley, billiard hall, or drugstore.

1 (b) If the gross receipts from the sale of alcoholic beverages do not exceed the gross
2 receipts from the sale of food, the Board may issue a Class H license to, for use in
3 conjunction with, or on the site of a restaurant in a bowling alley.

4 (c) This section does not apply to a drugstore or adjoining establishment that on
5 July 1, 1969:

6 (1) held a Class D license; and

7 (2) had a door, an archway, an opening, or other passageway providing
8 direct public access to any drugstore.]

9 25–1901.

10 (a) The following sections of Title 4, Subtitle 5 (“Conduct of Local License
11 Holders”) of Division I of this article apply in the county without exception or variation:

12 (1) § 4–502 (“Storage of alcoholic beverages”);

13 (2) § 4–503 (“Solicitations and sales outside of licensed premises”);

14 (3) [§ 4–504 (“Employment of underage individuals”);

15 (4)] § 4–506 (“Evidence of purchaser’s age”); and

16 [(5)] (4) § 4–508 (“Display of license”).

17 (b) The following sections of Title 4, Subtitle 5 (“Conduct of Local License
18 Holders”) of Division I of this article apply in the county:

19 (1) **§ 4–504 (“EMPLOYMENT OF UNDERAGE INDIVIDUALS”), SUBJECT**
20 **TO § 25–1904 OF THIS SUBTITLE;**

21 (2) § 4–505 (“Alcohol awareness program”), subject to §§ 25–1902 and
22 25–1903 of this subtitle; and

23 [(2)] (3) § 4–507 (“Retail delivery of alcoholic beverages”), subject to §
24 25–1904 of this subtitle.

25 25–1904.

26 (a) **IN ADDITION TO BEING EMPLOYED IN THE SALE OF BEER AND WINE IN**
27 **ACCORDANCE WITH § 4–504(B) OF THIS ARTICLE, AN INDIVIDUAL AT LEAST 18**
28 **YEARS OLD AND UNDER THE AGE OF 21 YEARS MAY BE EMPLOYED IN THE SALE OF**
29 **LIQUOR.**

1 **(B)** A license holder may not make an off–site retail delivery of alcoholic beverages
2 unless:

3 (1) the deliverer is at least[:

4 (i) 21 years old; or

5 (ii) 18 years old and is accompanied by a supervisor who is at least
6 21 years old] **18 YEARS OLD**; and

7 (2) the individual taking possession of the delivery provides the deliverer
8 with written certification that is:

9 (i) in the form described under § 4–506 of this article; and

10 (ii) supported by documentary proof that the individual is of legal
11 age to purchase alcoholic beverages.

12 **[(b)] (C)** (1) Each certification executed under this section shall be retained
13 by the license holder for at least 1 year.

14 (2) A certification shall be available for examination during regular
15 business hours by an authorized representative of the Board.

16 **[(c)] (D)** The Board shall adopt regulations to carry out this section.

17 25–2002.

18 (a) A holder of a Class A beer license may sell beer on Monday through Sunday,
19 from 6 a.m. to 1 a.m. the following day.

20 (b) A holder of a Class B beer license may sell beer on Monday through Sunday:

21 (1) for on–premises consumption, from 9 a.m. to **[1 a.m.] 2 A.M.** the
22 following day; and

23 (2) for off–premises consumption, from 6 a.m. to 1 a.m. the following day.

24 (c) A holder of a Class C beer license may sell beer on Monday through Sunday,
25 from **[11 a.m. to midnight] 9 A.M. TO 2 A.M. THE FOLLOWING DAY.**

26 (d) A holder of a Class D beer license may sell beer on Monday through Sunday:

27 (1) for on–premises consumption, from 9 a.m. to **[1 a.m.] 2 A.M.** the
28 following day; and

1 (2) for off-premises consumption, from 6 a.m. to 1 a.m. the following day.

2 (e) A holder of a Class H beer license may sell beer[:

3 (1) on Monday through [Saturday] **SUNDAY**, from 9 a.m. to [1 a.m.] **2 A.M.**
4 the following day]; and

5 (2) on Sunday, from 10 a.m. to 1 a.m. the following day].

6 25-2004.

7 (a) A holder of a Class A beer and wine license may sell beer and wine Monday
8 through Sunday, from 6 a.m. to 1 a.m. the following day.

9 (b) [(1)] A holder of a Class B beer and wine license may sell beer and wine:

10 [(i)] (1) for on-premises consumption[:],

11 [1.] on Monday through [Saturday] **SUNDAY**, from 9 a.m. to
12 [1 a.m.] **2 A.M.** the following day]; and

13 2. on Sunday, from 10 a.m. to 1 a.m. the following day]; and

14 [(ii)] (2) for off-premises consumption, on Monday through
15 Sunday, from 6 a.m. to 1 a.m. **THE FOLLOWING DAY.**

16 [(2)] The license holder may not sell beer or wine at a bar or counter on
17 Sunday, from 9 a.m. to 1 a.m. the following day.]

18 (c) (1) Except as provided in paragraph (2) of this subsection, a holder of a
19 Class B-K beer and wine license may sell beer and wine[:

20 (i) on Monday through [Saturday] **SUNDAY**, from 9 a.m. to 1 a.m.
21 the following day]; and

22 (ii) on Sunday, from 10 a.m. to 1 a.m. the following day].

23 (2) The license holder may not sell beer or wine after 11 p.m. if the licensed
24 establishment is in a commercial area specified in § 25-1604(b)(1)(ii)9 through 13 of this
25 title.

26 (d) A holder of a Class C beer and wine license may sell beer and wine on Monday
27 through Sunday, from [11 a.m. to midnight] **9 A.M. TO 2 A.M. THE FOLLOWING DAY.**

28 (e) A holder of a Class D beer and wine license may sell beer and wine:

1 (1) for on-premises consumption, on Monday through Sunday, from 9 a.m.
2 to [1 a.m.] **2 A.M.** the following day; and

3 (2) for off-premises consumption, on Monday through Sunday, from 6 a.m.
4 to 1 a.m. the following day.

5 (f) A holder of a Class H beer and wine license may sell beer and wine for
6 on-premises consumption[:

7 (1) on Monday through [Saturday] **SUNDAY**, from 9 a.m. to [1 a.m.] **2 A.M.**
8 the following day[; and

9 (2) on Sunday, from 10 a.m. to 1 a.m. the following day].

10 25-2005.

11 (a) Reserved.

12 (b) A holder of a Class A-TP beer, wine, and liquor license may sell beer, wine,
13 and liquor on Monday through Sunday, from 6 a.m. to 1 a.m. the following day.

14 (c) (1) Subject to [paragraphs (2) and (3)] **PARAGRAPH (2)** of this subsection,
15 a holder of a Class B beer, wine, and liquor license may sell beer, wine, and liquor:

16 (i) on Monday through Thursday, from 9 a.m. to 2 a.m. the following
17 day;

18 (ii) on Friday and Saturday, from 9 a.m. to 3 a.m. the following day;
19 and

20 (iii) on Sunday:

21 1. from [10 a.m.] **9 A.M.** to 2 a.m. the following day; or

22 2. from [10 a.m.] **9 A.M.** to 3 a.m. the following day if the
23 federal government has designated the following day as a public holiday.

24 (2) [The license holder may not sell beer, wine, or liquor at a bar or counter
25 on Sunday, from 10 a.m. to 1 a.m. the following day.

26 (3) The license holder shall sell or make available food for consumption on
27 the premises during the hours that alcoholic beverages are permitted to be served.

28 (d) (1) Except as provided in paragraph (2) of this subsection, a holder of a
29 Class B-K beer, wine, and liquor license may sell beer, wine, and liquor[:

1 (i) on Monday through [Saturday] **SUNDAY**, from 9 a.m. to 1 a.m.
2 the following day]; and

3 (ii) on Sunday, from 10 a.m. to 1 a.m. the following day].

4 (2) The license holder may not sell beer, wine, or liquor after 11 p.m. if the
5 licensed establishment is in a commercial area specified in § 25-1604(b)(1)(ii)9 through 13
6 of this title.

7 (e) (1) Subject to [paragraphs (2) and (3)] **PARAGRAPH (2)** of this subsection,
8 a holder of a Class B-BWL (H-M) beer, wine, and liquor license may sell beer, wine, and
9 liquor:

10 (i) on Monday through Thursday, from 9 a.m. to 2 a.m. the following
11 day;

12 (ii) on Friday and Saturday, from 9 a.m. to 3 a.m. the following day;
13 and

14 (iii) on Sunday:

15 1. from [10 a.m.] **9 A.M.** to 2 a.m. the following day; or

16 2. from [10 a.m.] **9 A.M.** to 3 a.m. the following day if the
17 federal government has designated the following day as a public holiday.

18 (2) [The license holder may not sell beer, wine, or liquor at a bar or counter
19 on Sunday, from 10 a.m. to 1 a.m. the following day.

20 (3)] The license holder shall sell or make available food for consumption on
21 the premises during the hours that alcoholic beverages are permitted to be served.

22 (f) A holder of a Class BD-BWL beer, wine, and liquor license may sell beer, wine,
23 and liquor:

24 (1) for on-premises consumption, on Monday through Sunday, from 10
25 a.m. to 2 a.m. the following day; and

26 (2) for off-premises consumption, on Monday through Sunday, from 6 a.m.
27 to 1 a.m. the following day.

28 (g) [(1) Subject to paragraph (2) of this subsection, a] **A** holder of a Class C
29 beer, wine, and liquor license may sell beer, wine, and liquor[:

30 (i) on Monday through [Saturday] **SUNDAY**, from 6 a.m. to 2 a.m.

1 the following day[; and

2 (ii) on Sunday, from 10 a.m. to 2 a.m. the following day.

3 (2) The license holder may not sell beer, wine, or liquor at a bar or counter
4 on Sunday, from 10 a.m. to 2 a.m. the following day].

5 (h) A holder of a Class C consumption license may allow the on-premises
6 consumption by a member of a corporation, club, or country club from 11 a.m. to 1 a.m. the
7 following day.

8 (i) (1) Subject to paragraph (2) of this subsection, a holder of a Class D beer,
9 wine, and liquor license may sell beer, wine, and liquor:

10 (i) on Monday through Thursday, from 9 a.m. to 2 a.m. the following
11 day;

12 (ii) on Friday and Saturday, from 9 a.m. to 3 a.m. the following day;
13 and

14 (iii) on Sunday:

15 1. from 10 a.m. to 2 a.m. the following day; or

16 2. from 10 a.m. to 3 a.m. the following day if the federal
17 government has designated the following day as [Washington's Birthday, Memorial Day,
18 Independence Day, Labor Day, or Christmas] **A PUBLIC HOLIDAY.**

19 (2) The license holder shall sell or make available food for on-premises
20 consumption during the hours that alcoholic beverages are permitted to be served.

21 25-2704.

22 An individual may possess an alcoholic beverage in an open container on private
23 property described under § 6-322(a)(1) of this article only if the individual possesses and
24 presents the [written] consent of the owner of the property.

25 25-2705.

26 (a) In this section, "knowingly" means the knowledge a reasonable individual
27 would have under ordinary circumstances based on the habits, appearance, or personal
28 reputation of an individual.

29 (b) A license holder or an employee of a license holder may not knowingly sell or
30 provide an alcoholic beverage to[:

1 (1) a habitual drunkard;

2 (2) an individual with an intellectual disability; or

3 (3) an individual if a [family member or] guardian has given written notice
4 to the license holder or employee of the license holder not to sell or provide an alcoholic
5 beverage to the individual because of the individual's physical condition, intemperate
6 habits, or unsound mind.

7 [(c) A license holder who violates this section is guilty of a misdemeanor and on
8 conviction is subject to imprisonment not exceeding 2 years or a fine not exceeding \$1,000
9 or both.]

10 [25-2707.

11 (a) A pharmacist or pharmacy may not use or dispense alcoholic beverages other
12 than those purchased from the County Department of Liquor Control.

13 (b) A person who violates this section on conviction is subject to imprisonment not
14 exceeding 2 years or a fine not exceeding \$2,000 or both.]

15 [25-2708.

16 In a vehicle in which alcoholic beverages are present, a person may not have a smoke
17 screen or other device to prevent the arrest or seizure of the vehicle or an occupant of the
18 vehicle, regardless of whether the device is part of the vehicle.]

19 25-2709.

20 (a) Except as specifically authorized or provided in this article and except as
21 provided in subsection (b) of this section, in a licensed establishment or other licensed
22 premises that is open to the public:

23 (1) a person may not sell or provide alcoholic beverages; and

24 (2) alcoholic beverages may not be consumed.

25 (b) Subsection (a) of this section does not apply in the room of a registered guest
26 in a hotel that meets the minimum requirements under [§ 6-201(q) of this article] §
27 **25-904 OF THIS TITLE.**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
29 1, 2018.