

HOUSE BILL 900

A2

8lr2242

By: ~~Delegate Reilly~~ **Harford County Delegation**

Introduced and read first time: February 5, 2018

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2018

CHAPTER _____

1 AN ACT concerning

2 **Harford County – Alcoholic Beverages – Clubs, Firehouses, and Multiple Event**
3 **Licenses**

4 FOR the purpose of authorizing a holder of a certain Class C–1 (organization or club), C–2
5 (organization or club), or C–3 (country club, topiary garden, or yacht or boat club)
6 license in Harford County to sell or provide beer, wine, or liquor for on–premises
7 consumption by certain nonmembers and guests under certain circumstances;
8 authorizing a fire department in Harford County that holds a multiple event beer
9 and wine license to sell or provide beer and wine for on–premises consumption at an
10 entertainment event held by the fire department or by a person that has rented or
11 leased an area of the licensed premises; requiring the fire department to contract to
12 provide food or ensure that food is available for consumption at a certain event;
13 repealing the Class C–3 multiple event (on–sale) beer, wine, and liquor license in
14 Harford County; and generally relating to alcoholic beverages licenses in Harford
15 County.

16 BY repealing and reenacting, without amendments,
17 Article – Alcoholic Beverages
18 Section 22–102, 22–907(a) and (b), 22–908(a) and (b), 22–909(a) and (b), and
19 22–1311(a)
20 Annotated Code of Maryland
21 (2016 Volume and 2017 Supplement)

22 BY repealing and reenacting, with amendments,
23 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 Section 22–907(c), 22–908(c), 22–909(c), and 22–1311(b)
2 Annotated Code of Maryland
3 (2016 Volume and 2017 Supplement)

4 BY repealing
5 Article – Alcoholic Beverages
6 Section 22–1310
7 Annotated Code of Maryland
8 (2016 Volume and 2017 Supplement)

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

11 **Article – Alcoholic Beverages**

12 22–102.

13 This title applies only in Harford County.

14 22–907.

15 (a) There is:

16 (1) a 6–day Class C–1 (organization or club) beer, wine, and liquor license;

17 and

18 (2) a 7–day Class C–1 (organization or club) beer, wine, and liquor license.

19 (b) The Board may issue the 6–day license or the 7–day license for use by a war
20 veterans’ organization that:

21 (1) is a nationally chartered nonprofit organization or club;

22 (2) has been incorporated for at least 5 years immediately preceding filing
23 of the application for the license;

24 (3) is composed only of members who served in the armed forces of the
25 United States in a war in which the United States has been engaged;

26 (4) operates only for the use of members of the war veterans’ organization
27 and guests accompanied by members; and

28 (5) meets in a clubhouse that is principally used for club purposes.

29 (c) (1) The 6–day license authorizes the license holder to sell or provide beer,
30 wine, and liquor from Monday through Saturday at a club at the place described in the
31 license, for on–premises consumption by members and guests.

(2) The 7-day license authorizes the license holder to sell or provide beer, wine, and liquor from Monday through Sunday at a club at the place described in the license, for on-premises consumption by members and guests.

(3) (I) THE 6-DAY LICENSE AND THE 7-DAY LICENSE AUTHORIZE THE LICENSE HOLDER TO SELL OR PROVIDE BEER, WINE, AND LIQUOR FOR ON-PREMISES CONSUMPTION BY:

1. NONMEMBERS OF THE CLUB THAT HAVE RENTED OR LEASED AN AREA OF THE LICENSED PREMISES FOR ENTERTAINMENT, A CONFERENCE, OR A SOCIAL EVENT; AND

2. GUESTS WHO ATTEND THE EVENT.

(II) THE LICENSE HOLDER ~~MUST ALSO CONTRACT~~ SHALL:

1. CONTRACT TO PROVIDE FOOD FOR CONSUMPTION AT THE EVENT DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH; OR

2. ENSURE THAT FOOD WILL BE AVAILABLE FOR CONSUMPTION AT THE EVENT DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(III) THIS PARAGRAPH DOES NOT PROHIBIT A CLUB FROM OBTAINING A CLASS C PER DIEM LICENSE.

22-908.

(a) There is:

- (1) a 6-day Class C-2 (organization or club) beer, wine, and liquor license;
- and
- (2) a 7-day Class C-2 (organization or club) beer, wine, and liquor license.

(b) The Board may issue the 6-day license or the 7-day license for use by a fraternal organization that:

- (1) is a lodge or chapter of a nationally chartered fraternal organization;
- (2) is composed of inducted members;
- (3) operates a clubhouse or building:
 - (i) for the use of its members; and

1 (ii) that has facilities for preparing and serving food on the premises
2 to members and guests; and

3 (4) has at least 100 members paying the dues that were required by its
4 national organization in the year immediately preceding the year for which the license was
5 applied for or issued, as determined by the Board.

6 (c) (1) The 6-day license authorizes the license holder to sell or provide beer,
7 wine, and liquor from Monday through Saturday at a club at the place described in the
8 license, for on-premises consumption by members and guests.

9 (2) The 7-day license authorizes the license holder to sell or provide beer,
10 wine, and liquor from Monday through Sunday at a club at the place described in the
11 license, for on-premises consumption by members and guests.

12 (3) (I) **THE 6-DAY LICENSE AND THE 7-DAY LICENSE AUTHORIZE**
13 **THE LICENSE HOLDER TO SELL OR PROVIDE BEER, WINE, AND LIQUOR FOR**
14 **ON-PREMISES CONSUMPTION BY:**

15 1. **NONMEMBERS OF THE CLUB THAT HAVE RENTED OR**
16 **LEASED AN AREA OF THE LICENSED PREMISES FOR ENTERTAINMENT, A**
17 **CONFERENCE, OR A SOCIAL EVENT; AND**

18 2. **GUESTS WHO ATTEND THE EVENT.**

19 (II) **THE LICENSE HOLDER ~~MUST ALSO CONTRACT~~ SHALL:**

20 1. **CONTRACT TO PROVIDE FOOD FOR CONSUMPTION AT**
21 **THE EVENT DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH; OR**

22 2. **ENSURE THAT FOOD WILL BE AVAILABLE FOR**
23 **CONSUMPTION AT THE EVENT DESCRIBED IN SUBPARAGRAPH (I) OF THIS**
24 **PARAGRAPH.**

25 (III) **THIS PARAGRAPH DOES NOT PROHIBIT A CLUB FROM**
26 **OBTAINING A CLASS C PER DIEM LICENSE.**

27 22-909.

28 (a) There is:

29 (1) a 6-day Class C-3 (country club, topiary garden, or yacht or boat club)
30 beer, wine, and liquor license; and

1 (2) a 7–day Class C–3 (country club, topiary garden, or yacht or boat club)
2 beer, wine, and liquor license.

3 (b) The Board may issue the 6–day license or the 7–day license for use by:

4 (1) a country club that:

5 (i) may be operated for profit or not for profit;

6 (ii) has at least 75 members paying dues of at least \$50 per year per
7 member; and

8 (iii) maintains a regular or championship golf course of at least nine
9 holes or a swimming pool that is at least 20 by 40 feet;

10 (2) a topiary garden that:

11 (i) operates a public museum and garden for the members of the
12 topiary garden and the public as guests of the members;

13 (ii) is open to the public for at least 6 days a week for at least 6 hours
14 a day during at least 5 months each year; and

15 (iii) has food preparation facilities on the premises for the
16 convenience of guests; or

17 (3) a yacht or boat club that:

18 (i) may be operated for profit or not for profit;

19 (ii) owns real property in the county; and

20 (iii) has at least 150 dues–paying members, of whom at least 50 own
21 a yacht, boat, or other vessel.

22 (c) (1) The 6–day license authorizes the license holder to sell or provide beer,
23 wine, and liquor from Monday through Saturday at a club at the place described in the
24 license, for on–premises consumption by members and guests.

25 (2) The 7–day license authorizes the license holder to sell or provide beer,
26 wine, and liquor from Monday through Sunday at a club at the place described in the
27 license, for on–premises consumption by members and guests.

28 **(3) (I) THE 6–DAY LICENSE AND THE 7–DAY LICENSE AUTHORIZE**
29 **THE LICENSE HOLDER TO SELL OR PROVIDE BEER, WINE, AND LIQUOR FOR**
30 **ON–PREMISES CONSUMPTION BY:**

1 1. NONMEMBERS OF THE CLUB THAT HAVE RENTED OR
2 LEASED AN AREA OF THE LICENSED PREMISES FOR ENTERTAINMENT, A
3 CONFERENCE, OR A SOCIAL EVENT; AND

4 2. GUESTS WHO ATTEND THE EVENT.

5 **(II) THE LICENSE HOLDER ~~MUST ALSO CONTRACT~~ SHALL:**

6 1. CONTRACT TO PROVIDE FOOD FOR CONSUMPTION AT
7 THE EVENT DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH; OR

8 2. ENSURE THAT FOOD WILL BE AVAILABLE FOR
9 CONSUMPTION AT THE EVENT DESCRIBED IN SUBPARAGRAPH (I) OF THIS
10 PARAGRAPH.

11 **(III) THIS PARAGRAPH DOES NOT PROHIBIT A CLUB FROM**
12 **OBTAINING A CLASS C PER DIEM LICENSE.**

13 [22-1310.

14 (a) (1) The Board may issue a Class C-3 multiple event (on-sale) beer, wine,
15 and liquor license.

16 (2) The license entitles a club to sell or provide beer, wine, and liquor for
17 on-premises consumption by:

18 (i) nonmembers of the club who have leased an area of the licensed
19 premises for entertainment, a conference, or a social event; and

20 (ii) guests who attend the event.

21 (3) This section does not prohibit a club from obtaining a Class C per diem
22 license.

23 (b) The application shall be on the form that the Board requires and the applicant
24 shall sign it.

25 (c) (1) The Board may not issue more than one license to a club in a license
26 year.

27 (2) The total number of days authorized for events held under a license
28 may not exceed 60 in a license year.

29 (3) A license holder shall notify the Board of an event in writing on a form
30 that the Board provides at least 7 days before each event.

- 1 (d) The annual license fees are:
- 2 (1) \$250 for not more than 10 events per year;
- 3 (2) \$400 for not more than 20 events per year;
- 4 (3) \$550 for not more than 30 events per year;
- 5 (4) \$700 for not more than 40 events per year; and
- 6 (5) \$850 for not more than 60 events per year.]

7 22-1311.

8 (a) The Board may issue to a fire department a multiple event beer and wine
9 license.

10 (b) (1) The license [may be used] **HOLDER MAY SELL OR PROVIDE BEER**
11 **AND WINE FOR ON-PREMISES CONSUMPTION:**

12 (I) at an entertainment event held by the fire department; **OR**

13 (II) **BY A PERSON WHO HAS RENTED OR LEASED AN AREA OF THE**
14 **LICENSED PREMISES FOR AN EVENT AND GUESTS WHO ATTEND THE EVENT.**

15 (2) **THE LICENSE HOLDER MUST ALSO CONTRACT SHALL:**

16 (I) **CONTRACT TO PROVIDE FOOD FOR CONSUMPTION AT THE**
17 **EVENT DESCRIBED IN PARAGRAPH(1)(II) OF THIS SUBSECTION; OR**

18 (II) **ENSURE THAT FOOD WILL BE AVAILABLE FOR**
19 **CONSUMPTION AT THE EVENT DESCRIBED IN PARAGRAPH (1)(II) OF THIS**
20 **SUBSECTION.**

21 (3) This section does not prohibit a fire department from obtaining a Class
22 C per diem license.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
24 1, 2018.