

HOUSE BILL 772

A2
HB 975/18 – ECM

9lr2144

By: **Delegates Szeliga, Grammer, and Mangione**

Introduced and read first time: February 8, 2019

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Alcoholic Beverages – Sunday Sales**

3 FOR the purpose of authorizing the Board of License Commissioners for Baltimore County
4 to grant a Sunday permit to a holder of a Class A beer, wine, and liquor license for
5 an additional permit fee to be established by the Board and not exceeding a certain
6 amount; establishing that the permit authorizes the holder to sell alcoholic
7 beverages for off–premises consumption on Sunday during certain hours; requiring
8 the Board to conduct a certain economic impact study within a certain time period
9 and, under certain circumstances, to work with certain license holders in developing
10 an additional fee for the Sunday permit and mitigating a certain impact; and
11 generally relating to sales of alcoholic beverages on Sundays in Baltimore County.

12 BY repealing and reenacting, without amendments,
13 Article – Alcoholic Beverages
14 Section 13–102
15 Annotated Code of Maryland
16 (2016 Volume and 2018 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Alcoholic Beverages
19 Section 13–901 and 13–2004(a)
20 Annotated Code of Maryland
21 (2016 Volume and 2018 Supplement)

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

24 **Article – Alcoholic Beverages**

25 13–102.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 This title applies only in Baltimore County.

2 13-901.

3 (a) There is a Class A beer, wine, and liquor license.

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

6 (2) The license holder shall deliver the beer, wine, or liquor in a sealed
7 container that may not be opened or its contents consumed on the licensed premises.

8 (c) A license may not be issued for any drugstore unless the applicant:

9 (1) has been doing business at the location applied for in the license for at
10 least 1 year before the date of the application for the license;

11 (2) is the assignee of a business established for at least 1 year before the
12 date of the application for the license at the location applied for; or

13 (3) has been engaged in the retail drug business for at least 3 years.

14 (d) (1) The annual license fee is \$900.

15 (2) **A SUNDAY PERMIT MAY BE GRANTED FOR AN ADDITIONAL FEE**
16 **NOT EXCEEDING \$600 THAT THE BOARD SHALL ESTABLISH.**

17 13-2004.

18 (a) (1) A holder of a Class A beer, wine, and liquor license may sell beer, wine,
19 and liquor on Monday through Saturday from 6 a.m. to midnight.

20 [(2) From 7 a.m. to 9 p.m., the license holder may sell beer, wine, and liquor
21 on the Sunday immediately before:

22 (i) Christmas Day;

23 (ii) New Year's Day;

24 (iii) Rosh Hashanah; and

25 (iv) Yom Kippur.

26 (3) A license holder may sell beer, wine, and liquor on the two Sundays
27 immediately before Passover if:

28 (i) the license holder does not sell beer, wine, and liquor on the two

1 Saturdays immediately before Passover;

2 (ii) the off-premises sales are conducted on those Sundays from 6
3 a.m. to midnight; and

4 (iii) the sales are limited to beer, wine, and liquor that are “kosher
5 for Passover”.]

6 **(2) (I) THE BOARD MAY GRANT A SUNDAY PERMIT TO THE**
7 **LICENSE HOLDER.**

8 **(II) THE PERMIT AUTHORIZES THE HOLDER TO SELL BEER,**
9 **WINE, AND LIQUOR FOR OFF-PREMISES CONSUMPTION ON SUNDAY FROM 7 A.M. TO**
10 **9 P.M.**

11 SECTION 2. AND BE IT FURTHER ENACTED, That, within 120 days after the
12 provisions of Section 1 of this Act become effective, the Board of License Commissioners for
13 Baltimore County shall:

14 (1) conduct a study to ascertain whether granting Sunday permits in
15 accordance with Section 1 of this Act will result in any economic impact on the existing
16 holders of licenses that allow Sunday sales of alcoholic beverages in Baltimore County; and

17 (2) if the Board determines that granting Sunday permits will result in a
18 demonstrable economic impact on existing license holders, work with the license holders in
19 developing an additional fee for the Sunday permit and mitigating the impact.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
21 1, 2019.