

HB0714/663496/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 714

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Delegate Kipke” and substitute “Anne Arundel County Delegation”; in line 5, after “persons;” insert “prohibiting the Board from issuing the permit for certain uses;”; in line 8, after “reports;” insert “requiring a permit holder or certain employee to deliver a certain gift basket and require the person receiving a delivery of a certain gift basket to display proof of a certain age; requiring an individual who delivers a certain gift basket to be at least a certain age;”; in line 12, after “permit;” insert “providing that certain distance requirements do not apply to the issuance of the permit;”; in line 15, after “11-102” insert “and 11-1603(a)”; and after line 22, insert:

“BY repealing and reenacting, with amendments,

Article - Alcoholic Beverages

Section 11-1603(b)

Annotated Code of Maryland

(2016 Volume and 2019 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 4, after “(B)” insert “**(1)**”; in line 5, strike “(1)” and substitute “**(1)**”; in the same line, after “OF” insert “**FLOWERS;**

(II) WHOSE BUSINESS INCLUDES THE SALE AND DELIVERY OF;

strike beginning with “TO” in line 6 down through “CUSTOMERS” in line 7; in line 8, strike “(2)” and substitute “**(III)**”; after line 9, insert:

(Over)

“(2) THE BOARD MAY NOT ISSUE THE PERMIT FOR USE IN CONJUNCTION WITH OR ON THE PREMISES OF A CHAIN STORE, SUPERMARKET, OR DISCOUNT HOUSE.”;

in line 11, after “DELIVER” insert “, TO CONSUMERS OF A LEGAL DRINKING AGE LOCATED IN THE COUNTY,”; in the same line, after “CONTAINING” insert “:

- (I) NOT MORE THAN 72 OUNCES OF BEER;
- (II) NOT MORE THAN 2.25 LITERS OF WINE; OR
- (III) NOT MORE THAN 2.25 LITERS OF LIQUOR”;

strike beginning with “BEER” in line 11 down through “STATE” in line 12; in line 15, after “(D)” insert “(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE PERMIT HOLDER OR AN EMPLOYEE OF THE PERMIT HOLDER SHALL:

- (I) DELIVER THE GIFT BASKET CONTAINING ALCOHOLIC BEVERAGES; AND
- (II) REQUIRE THE PERSON RECEIVING A DELIVERY OF A GIFT BASKET CONTAINING ALCOHOLIC BEVERAGES TO DISPLAY PROOF THAT THE PERSON IS AT LEAST 21 YEARS OLD.

(2) AN INDIVIDUAL WHO DELIVERS A GIFT BASKET CONTAINING ALCOHOLIC BEVERAGES SHALL BE AT LEAST 21 YEARS OLD.

(E)”;

HB0714/663496/1 Economic Matters Committee
Amendments to HB 714
Page 3 of 4

in line 16, strike “**25%**” and substitute “**10%**”; and in lines 17, 19, and 20, strike “**(E)**”, “**(F)**”, and “**(G)**”, respectively, and substitute “**(F)**”, “**(G)**”, and “**(H)**”, respectively.

AMENDMENT NO. 3

On page 2, after line 20, insert:

“11-1603.

(a) Except as provided in subsection (b) of this section, the Board may not issue a new license for an establishment whose entry is within 1,000 feet in a straight line from the entry of a place of worship or school.

(b) The prohibition against issuing a license in subsection (a) of this section does not apply to:

(1) the transfer of a license from the current license holder to a new license holder, unless the transfer would allow the sale of alcoholic beverages by another establishment within the 1,000-foot restriction;

(2) a nonprofit club or nonprofit organization;

(3) a restaurant that held a license at the time the restaurant was destroyed by fire, flood, windstorm, or other act of God, if a new place of worship or school has not been constructed within the 1,000-foot restriction;

(4) the issuance of a Class H beer and wine (on-sale) license or beer, wine, and liquor (on-sale) license;

(5) the issuance of a motel-restaurant complex or hotel-restaurant complex beer, wine, and liquor (on-sale) license; [or]

(Over)

HB0714/663496/1 Economic Matters Committee
Amendments to HB 714
Page 4 of 4

(6) the issuance of a Class BLX (deluxe restaurant) (on-sale) beer, wine, and liquor license; OR

(7) THE ISSUANCE OF A GIFT BASKET PERMIT."