

SENATE BILL 284

A2

5lr2153

By: **Senator McCray**

Introduced and read first time: January 10, 2025

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Hours of Operation Violations – Civil**
3 **Penalties**

4 FOR the purpose of establishing civil penalties for the offense by a holder of an alcoholic
5 beverages license in Baltimore City of operating the licensed premises outside
6 specified hours of operation without obtaining a certain exemption; and generally
7 relating to alcoholic beverages in Baltimore City.

8 BY repealing and reenacting, without amendments,
9 Article – Alcoholic Beverages and Cannabis
10 Section 12–102 and 12–2007
11 Annotated Code of Maryland
12 (2024 Replacement Volume)

13 BY adding to
14 Article – Alcoholic Beverages and Cannabis
15 Section 12–2802(f)
16 Annotated Code of Maryland
17 (2024 Replacement Volume)

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

20 **Article – Alcoholic Beverages and Cannabis**

21 12–102.

22 This title applies only in Baltimore City.

23 12–2007.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) Except as provided in subsection (b) of this section, a licensed premises shall
2 end all operations, including the serving of alcoholic beverages and food and providing
3 entertainment, at the closing hour for that class of licensed premises specified in this title.

4 (b) (1) The Board may grant an exemption for remaining open after hours to:

5 (i) a holder of a Class B restaurant license, only for serving food to
6 patrons seated for dining;

7 (ii) a pharmacy that fills prescriptions; or

8 (iii) a holder of a Class D beer, wine, and liquor license that operates
9 a restaurant, if:

10 1. it is used only for serving food to patrons seated in a dining
11 room that is not adjacent to a bar; and

12 2. the restaurant is located in the 46th legislative district in
13 the Legislative Districting Plan of 2022.

14 (2) A pharmacy that receives an exemption under paragraph (1) of this
15 subsection may also sell products other than alcohol after normal closing hours.

16 (3) A hotel that holds a Class B license and that serves food to seated
17 customers or for private functions or guest rooms may continue to provide food service.

18 (4) The Board may waive the requirement in paragraph (1)(iii)1 of this
19 subsection that a dining room not be adjacent to a bar.

20 12-2802.

21 **(F) FOR THE OFFENSE BY A HOLDER OF AN ALCOHOLIC BEVERAGES**
22 **LICENSE OF OPERATING THE LICENSED PREMISES OUTSIDE THE HOURS OF**
23 **OPERATION SPECIFIED IN THIS TITLE WITHOUT FIRST OBTAINING AN EXEMPTION**
24 **UNDER § 12-2007 OF THIS TITLE, THE BOARD SHALL:**

25 **(1) FOR A FIRST OFFENSE, IMPOSE A FINE OF NOT LESS THAN \$1,000**
26 **OR SUSPEND THE LICENSE OR BOTH; AND**

27 **(2) FOR A SECOND OR SUBSEQUENT OFFENSE, IMPOSE A FINE OF NOT**
28 **LESS THAN \$2,000 AND NOT MORE THAN \$20,000 OR SUSPEND THE LICENSE OR**
29 **BOTH.**

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
31 1, 2025.