

SENATE BILL 1047

A2

4lr2306

By: **Anne Arundel County Senators**

Introduced and read first time: February 2, 2024

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted

Read second time: February 23, 2024

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Music and Entertainment**
3 **Privileges**

4 FOR the purpose of requiring the Board of License Commissioners for Anne Arundel
5 County to receive written approval from the Anne Arundel County Office of Planning
6 and Zoning for a music and entertainment permit before the permit may be
7 considered at a hearing; requiring the area used for the activity under the permit to
8 be at least a certain distance from all residentially zoned properties; renaming the
9 entertainment permit to be a limited entertainment permit; renaming the dancing
10 permit to be a full entertainment permit; and generally relating to alcoholic
11 beverages in Anne Arundel County.

12 BY repealing and reenacting, without amendments,
13 Article – Alcoholic Beverages and Cannabis
14 Section 11–102
15 Annotated Code of Maryland
16 (2016 Volume and 2023 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Alcoholic Beverages and Cannabis
19 Section 11–1102
20 Annotated Code of Maryland
21 (2016 Volume and 2023 Supplement)

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.



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

Article – Alcoholic Beverages and Cannabis

11–102.

This title applies only in Anne Arundel County.

11–1102.

(a) (1) On the premises, or on adjacent property over which a license holder has ownership or control, a license holder:

(i) may allow piped-in background music or one television screen;
but

(ii) unless issued a permit described in this section that authorizes the activity, may not allow:

1. the playing of music, including live music;
2. the operation of a karaoke machine;
3. the playing of music by a disc jockey; or
4. dancing, floor shows, or any other similar type of entertainment.

(2) **BEFORE A PERMIT DESCRIBED IN THIS SECTION MAY BE CONSIDERED AT A HEARING, THE BOARD SHALL RECEIVE WRITTEN APPROVAL FOR THE PERMIT FROM THE COUNTY OFFICE OF PLANNING AND ZONING.**

(3) The Board may issue a permit described in this section only if the Board finds that:

(i) the applicant can control the individuals using the licensed premises;

(ii) the operation of the premises under the permit will not unduly disturb the peace of the residents of the neighborhood in which the place of business is located; [and]

(iii) **THE AREA USED FOR THE ACTIVITY UNDER THE PERMIT, WITHIN OR OUTSIDE THE BUILDING, IS AT LEAST 100 FEET FROM ALL RESIDENTIALLY ZONED PROPERTY; AND**

(IV) the issuing of the permit:

1. is necessary to accommodate the public;
2. will not be detrimental to the public welfare; and
3. will not violate a county fire, health, or building regulation.

(b) (1) There is a music permit.

(2) The Board may issue the permit to a holder of a Class B license, a Class BLX license, a Class D license, or a Class H license.

(3) The permit authorizes the playing of recorded music or live music with not more than two musicians.

(4) The permit holder may not allow dancing, floor shows, or similar live entertainment.

(5) The annual permit fee is \$100.

(c) (1) There is [an] **A LIMITED** entertainment permit.

(2) The Board may issue the permit to a holder of a Class B license, a Class BLX license, a Class D license, or a Class H license.

(3) The permit authorizes:

(i) live music with not more than four musicians; and

(ii) the playing of:

1. more than one television;
2. a karaoke machine; and
3. music by a disc jockey.

(4) The permit holder may not allow dancing, floor shows, or similar live entertainment.

(5) The annual permit fees are:

(i) \$200 for a holder of a beer and wine license; and

1 (ii) \$300 for a holder of a beer, wine, and liquor license.

2 (d) (1) There is a [dancing] **FULL ENTERTAINMENT** permit.

3 (2) The Board may issue the permit to a holder of:

4 (i) a Class B license;

5 (ii) except as provided in paragraph (4) of this subsection, a Class
6 BLX license;

7 (iii) a Class C license;

8 (iv) a Class D license; or

9 (v) except as provided in paragraph (4) of this subsection, a Class H
10 license.

11 (3) The permit authorizes the holder to provide music, dancing, and other
12 legal forms of entertainment.

13 (4) The Board may not issue the permit to a holder of a Class BLX license
14 or a Class H license if the premises for which the Class BLX license or Class H license is
15 issued is within 1,000 feet in a straight line from entry to entry from a place of worship or
16 school.

17 (5) The annual permit fees are:

18 (i) \$200 for a holder of a beer and wine license;

19 (ii) \$400 for a holder of a beer, wine, and liquor license; and

20 (iii) no charge for a holder of a Class C license.

21 (e) (1) There is an outdoor permit.

22 (2) The Board may issue the permit to a holder of a Class B license, a Class
23 BLX license, a Class C license, a Class D license, or a Class H license.

24 (3) The permit authorizes the holder to provide outdoor table service to
25 customers on the grounds of the licensed establishment.

26 (4) The annual permit fee is \$100.

27 (5) Before the permit may be renewed, a holder shall obtain approval from
28 the Board.

(f) (1) There is an outdoor entertainment permit.

(2) The Board may issue the permit to a holder of a Class B license, a Class BLX license, a Class C license, a Class D license, or a Class H license who also holds a music permit, an entertainment permit, or a dancing permit under this section.

(3) The permit authorizes the holder to provide:

(i) the same form of entertainment outdoors that the holder is allowed to provide indoors under the holder's music permit, entertainment permit, or dancing permit; and

(ii) outdoor table service or cafe service.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2024.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.