

HOUSE BILL 939

A2

3lr1826

By: **Frederick County Delegation**

Introduced and read first time: February 10, 2023

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 10, 2023

CHAPTER _____

1 AN ACT concerning

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

3 FOR the purpose of altering the hours during which a licensee may sell alcoholic beverages
4 on Sundays in Frederick County; and generally relating to alcoholic beverages in
5 Frederick County.

6 BY repealing and reenacting, without amendments,
7 Article – Alcoholic Beverages
8 Section 20–102, 20–1004(a), 20–1007(a), 20–1009(a), 20–1009.1(a), and 20–1009.2(a)
9 Annotated Code of Maryland
10 (2016 Volume and 2022 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Alcoholic Beverages
13 Section 20–1004(d), 20–1007(d), 20–1009(e), 20–1009.1(e), 20–1009.2(g), 20–2002,
14 20–2004, and 20–2005
15 Annotated Code of Maryland
16 (2016 Volume and 2022 Supplement)

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

19 **Article – Alcoholic Beverages**

20 20–102.

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.



This title applies only in Frederick County.

20-1004.

(a) There is a Class B-CC (conference center) beer, wine, and liquor license.

(d) The license holder may sell beer, wine, and liquor[:

(1)] on Monday through [Saturday] **SUNDAY**, from 6 a.m. to 2 a.m. the following day[: and

(2) on Sunday, from 11 a.m. to 2 a.m. the following day].

20-1007.

(a) There is a Class B-DT (dinner theater) beer, wine, and liquor license.

(d) A license holder may sell beer, wine, and liquor beginning 2 hours before a live performance until the end of the performance[:

(1)] on Monday through [Saturday; and

(2) on or after 1 p.m. on] Sunday.

20-1009.

(a) There is a Class EC (entertainment center) license.

(e) The [hours of sale are:

(1) on Monday through Saturday, from 6 a.m. to 2 a.m. the following day; and

(2) on Sunday, from 11 a.m. to 2 a.m. the following day] **LICENSE HOLDER MAY SELL BEER, WINE, AND LIQUOR DURING THE HOURS AND DAYS AS SET OUT FOR A CLASS B BEER, WINE, AND LIQUOR LICENSE UNDER § 20-2005 OF THIS TITLE.**

20-1009.1.

(a) There is a hotel lobby license.

(e) The license holder may sell beer and wine[:

(1) on Monday through Saturday, from 6 a.m. to 2 a.m. the following day; and

(2) on Sunday, from 11 a.m. to 2 a.m. the following day] **DURING THE HOURS AND DAYS AS SET OUT FOR A CLASS B BEER AND WINE LICENSE UNDER § 20-2004 OF THIS TITLE.**

20-1009.2.

(a) This section applies only to a municipal golf course that is operated by a municipal golf course manager or a golf course manager under a management agreement with the City of Frederick.

(g) The [hours of sale are:

(1) on Monday through Saturday, from 6 a.m. to 10 p.m.; and

(2) on Sunday, from 10 a.m. to 10 p.m.] **LICENSE HOLDER MAY SELL BEER, WINE, AND LIQUOR DURING THE HOURS AND DAYS AS SET OUT FOR A CLASS B BEER, WINE, AND LIQUOR LICENSE UNDER § 20-2005 OF THIS TITLE.**

20-2002.

(a) (1) A holder of a Class A beer license may sell beer[:

(i)] on Monday through Saturday, from 6 a.m. to 2 a.m. the following day[: and

(ii) on Sunday, from 10 a.m. to 2 a.m. the following day].

(2) (i) The Board may grant a special Sunday opening permit to the license holder.

(ii) The permit authorizes the holder to sell beer for off-premises consumption on Sunday from [10 a.m.] **6 A.M.** to 2 a.m. the following day.

(iii) The annual permit fee is \$100 in addition to the annual fee for the license.

(iv) The permit is not considered a separate class of license and, if it is granted, the privilege shall be incorporated into the license.

(b) [(1)] A holder of a Class B beer license may sell beer[:

(i)] on Monday through [Saturday] **SUNDAY**, for on- and off-premises consumption, from 6 a.m. to 2 a.m. the following day[: and

(ii) on Sunday:

1 1. subject to paragraph (2) of this subsection, for
2 on-premises consumption:

3 A. from 10 a.m. to 2 a.m. the following day; or

4 B. for a specific event that the Board has approved, the hours
5 for the event that are set by the Board; and

6 2. for off-premises consumption, from 1 p.m. to 2 a.m. the
7 following day.

8 (2) The license holder may not sell beer at a bar or counter on Sunday].

9 (c) A holder of a Class C beer (on-sale) license may sell beer:

10 (1) on Monday through [Saturday] **SUNDAY**, from 6 a.m. to 2 a.m. the
11 following day; and

12 (2) [on Sunday:

13 (i) from 10 a.m. to 2 a.m. the following day; or

14 (ii)] for a specific event that the Board has approved, the hours for
15 the event that are set by the Board.

16 20-2004.

17 (a) (1) A holder of a Class A beer and wine license may sell beer and wine[:

18 (i)] on Monday through Saturday, from 6 a.m. to 2 a.m. the following
19 day[; and

20 (ii) on Sunday, from 10 a.m. to 2 a.m. the following day].

21 (2) (i) The Board may grant a special Sunday opening permit to the
22 license holder.

23 (ii) The permit authorizes the holder to sell beer for off-premises
24 consumption on Sunday from [10 a.m.] **6 A.M.** to 2 a.m. the following day.

25 (iii) The annual permit fee is \$140 in addition to the annual fee for
26 the license.

27 (iv) The permit is not considered a separate class of license and, if it
28 is granted, the privilege shall be incorporated into the license.

(b) [(1)] A holder of a Class B beer and wine license may sell beer and wine[:

(i)] on Monday through [Saturday] **SUNDAY**, for on- and off-premises consumption, from 6 a.m. to 2 a.m. the following day[; and

(ii) on Sunday:

1. subject to paragraph (2) of this subsection, for on-premises consumption:

A. from 10 a.m. to 2 a.m. the following day; or

B. for a specific event that the Board has approved, the hours for the event that are set by the Board; and

2. for off-premises consumption, from 1 p.m. to 2 a.m. the following day.

(2) The license holder may not sell beer or wine at a bar or counter on Sunday].

(c) A holder of a Class C beer and wine license may sell beer and wine[:

(1)] on Monday through [Saturday] **SUNDAY**, for on-premises consumption, from 6 a.m. to 2 a.m. the following day[; and

(2) on Sunday, for on-premises consumption:

(i) from 10 a.m. to 2 a.m. the following day; or

(ii) for a specific event that the Board has approved, the hours for the event that are set by the Board].

20-2005.

(a) (1) A holder of a Class A beer, wine, and liquor license may sell beer, wine, and liquor on Monday through Saturday, from 6 a.m. to 2 a.m. the following day.

(2) (i) The Board may grant a special Sunday opening permit to the license holder.

(ii) The permit authorizes the holder to sell beer, wine, and liquor for off-premises consumption on Sunday from [10 a.m.] **6 A.M.** to 2 a.m. the following day.

(iii) The annual permit fee is \$650 in addition to the annual fee for the license.

(iv) The permit is not considered a separate class of license and, if it is granted, the privilege shall be incorporated into the license.

(b) [(1)] A holder of a Class B beer, wine, and liquor license may sell beer, wine, and liquor:

[(i)] (1) on Monday through Saturday, for on- and off-premises consumption, from 6 a.m. to 2 a.m. the following day; and

[(ii)] (2) on Sunday:

[1.] (I) [subject to paragraph (2) of this subsection,] for on-premises consumption:

[A.] 1. from [10 a.m.] **6 A.M.** to 2 a.m. the following day; or

[B.] 2. for a specific event that the Board has approved, the hours for the event that are set by the Board; and

[2.] (II) for off-premises consumption, from 1 p.m. to 2 a.m. the following day.

[(2)] The license holder may not sell beer, wine, or liquor at a bar or counter on Sunday.]

(c) A holder of a Class B beer, wine, and liquor license in the Ballenger (23rd) election district may sell beer, wine, and liquor[:

(1)] on Monday through [Saturday] **SUNDAY**, from 6 a.m. to 2 a.m. the following day[; and

(2) on Sunday, from 10 a.m. to 2 a.m. the following day].

(d) A holder of a Class C beer, wine, and liquor license may sell beer, wine, and liquor for on- and off-premises consumption[:

(1)] on Monday through [Saturday] **SUNDAY**, from 6 a.m. to 2 a.m. the following day[; and

(2) on Sunday:

(i) from 10 a.m. to 2 a.m. the following day; or

1 (ii) for a specific event that the Board has approved, the hours for
2 the event that are set by the Board].

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2023.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.