

SENATE BILL 945

A2

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By: **Senator Hayes**

Introduced and read first time: February 3, 2020

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Liquor Store Cameras**

3 FOR the purpose of requiring the holder of certain beer, wine, and liquor licenses in
4 Baltimore City to install and operate a digital surveillance system on the licensed
5 premises in accordance with regulations adopted by the Board of License
6 Commissioners for Baltimore City; requiring the digital surveillance system to be
7 equipped with certain cameras; requiring certain cameras to be placed in a certain
8 way; requiring the video recorded from the surveillance system to be retained for a
9 certain period of time; requiring the license holder to provide the recorded video to
10 the Baltimore Police Department on request; requiring the Board to adopt, in
11 consultation with the Baltimore Police Department, regulations relating to digital
12 surveillance on or before a certain date; and generally relating to alcoholic beverages
13 licenses in Baltimore City.

14 BY repealing and reenacting, without amendments,
15 Article – Alcoholic Beverages
16 Section 12–102
17 Annotated Code of Maryland
18 (2016 Volume and 2019 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Alcoholic Beverages
21 Section 12–901 and 12–902
22 Annotated Code of Maryland
23 (2016 Volume and 2019 Supplement)

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

26 **Article – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 12-102.

2 This title applies only in Baltimore City.

3 12-901.

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

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

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

10 (c) A license may not be issued for a drugstore unless the applicant:

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

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

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

16 (d) **(1) A HOLDER OF A CLASS A BEER, WINE, AND LIQUOR LICENSE**
17 **SHALL OPERATE A DIGITAL SURVEILLANCE SYSTEM ON THE LICENSED PREMISES IN**
18 **ACCORDANCE WITH REGULATIONS ADOPTED BY THE BOARD UNDER PARAGRAPH (5)**
19 **OF THIS SUBSECTION.**

20 **(2) THE DIGITAL SURVEILLANCE SYSTEM SHALL BE EQUIPPED WITH**
21 **HIGH-DEFINITION CAMERAS THAT PROVIDE CONTINUOUS 24-HOUR VIDEO**
22 **MONITORING PLACED INSIDE AND OUTSIDE THE LICENSED ESTABLISHMENT.**

23 **(3) (I) THE CAMERAS MUST BE PLACED SO THAT EACH OF THE**
24 **FOLLOWING IS MONITORED:**

25 **1. THE EXTERIOR OF EACH ENTRYWAY INTO THE**
26 **LICENSED ESTABLISHMENT;**

27 **2. THE INTERIOR OF EACH ENTRYWAY INTO THE**
28 **LICENSED ESTABLISHMENT; AND**

29 **3. THE CASH REGISTER OR TILL.**

1 **(II) THE VIDEO RECORDED FROM THE SURVEILLANCE SYSTEM**
2 **SHALL BE RETAINED FOR NOT LESS THAN 14 DAYS.**

3 **(III) ON REQUEST OF THE BALTIMORE POLICE DEPARTMENT,**
4 **THE HOLDER OF THE LICENSE SHALL PROVIDE ACCESS TO RECORDED VIDEO.**

5 **(4) THE HOLDER OF THE LICENSE SHALL POST SIGNS NOTIFYING**
6 **INDIVIDUALS THAT THEY ARE BEING RECORDED.**

7 **(5) ON OR BEFORE AUGUST 15, 2020, THE BOARD SHALL ADOPT**
8 **REGULATIONS RELATING TO DIGITAL SURVEILLANCE IN CONSULTATION WITH THE**
9 **BALTIMORE POLICE DEPARTMENT.**

10 **(E)** The annual license fee is \$858.

11 12–902.

12 (a) There is a Class A–2 beer, wine, and liquor (package goods) license.

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

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

18 (c) (1) A Class B–D–7 beer, wine, and liquor license may not be reissued as a
19 Class A–2 license.

20 (2) A Class A–2 license may not be converted or substituted for any other
21 class of license, including a Class B–D–7 beer, wine, and liquor license.

22 (d) The hours and days of sale for the license are from 9 a.m. to midnight, Monday
23 through Saturday.

24 (e) **(1) A HOLDER OF A CLASS A–2 BEER, WINE, AND LIQUOR (PACKAGE**
25 **GOODS) LICENSE SHALL OPERATE A DIGITAL SURVEILLANCE SYSTEM ON THE**
26 **LICENSED PREMISES IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE BOARD**
27 **UNDER PARAGRAPH (5) OF THIS SUBSECTION.**

28 **(2) THE DIGITAL SURVEILLANCE SYSTEM SHALL BE EQUIPPED WITH**
29 **HIGH-DEFINITION CAMERAS THAT PROVIDE CONTINUOUS 24-HOUR VIDEO**
30 **MONITORING PLACED INSIDE AND OUTSIDE THE LICENSED ESTABLISHMENT.**

31 **(3) (I) THE CAMERAS MUST BE PLACED SO THAT EACH OF THE**

1 FOLLOWING IS MONITORED:

2 1. THE EXTERIOR OF EACH ENTRYWAY INTO THE
3 LICENSED ESTABLISHMENT;

4 2. THE INTERIOR OF EACH ENTRYWAY INTO THE
5 LICENSED ESTABLISHMENT; AND

6 3. THE CASH REGISTER OR TILL.

7 (II) THE VIDEO RECORDED FROM THE SURVEILLANCE SYSTEM
8 SHALL BE RETAINED FOR NOT LESS THAN 14 DAYS.

9 (III) ON REQUEST OF THE BALTIMORE POLICE DEPARTMENT,
10 THE HOLDER OF THE LICENSE SHALL PROVIDE ACCESS TO RECORDED VIDEO.

11 (4) THE HOLDER OF THE LICENSE SHALL POST SIGNS NOTIFYING
12 INDIVIDUALS THAT THEY ARE BEING RECORDED.

13 (5) ON OR BEFORE AUGUST 15, 2020, THE BOARD SHALL ADOPT
14 REGULATIONS RELATING TO DIGITAL SURVEILLANCE IN CONSULTATION WITH THE
15 BALTIMORE POLICE DEPARTMENT.

16 (F) The annual license fee is \$858.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
18 1, 2020.