

# HOUSE BILL 770

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HB 637/24 – ECM

5lr3055

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By: **Delegates Szeliga, Jackson, Mangione, and Nawrocki**  
Introduced and read first time: January 29, 2025  
Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County – Alcoholic Beverages – Sale or Delivery for Off-Premises**  
3 **Consumption**

4 FOR the purpose of altering the scope of a certain provision prohibiting the retail delivery  
5 to a purchaser of alcoholic beverages in Baltimore County under certain  
6 circumstances; providing that certain authorization for the holders of certain  
7 licenses to sell alcoholic beverages for off-premises consumption in a certain manner  
8 applies only if the Board of License Commissioners for Baltimore County has adopted  
9 certain regulations; authorizing the holders of certain licenses in Baltimore County  
10 that authorize the sale of alcoholic beverages at a restaurant or bar to sell certain  
11 alcoholic beverages for off-premises consumption or delivery under certain  
12 circumstances; prohibiting the Board from charging a certain license holder an  
13 additional fee under certain circumstances; authorizing a local licensing board to  
14 limit the quantity of alcoholic beverages sold or delivered to an individual in a single  
15 transaction; and generally relating to the sale of alcoholic beverages at restaurants  
16 and bars in Baltimore County.

17 BY repealing and reenacting, without amendments,  
18 Article – Alcoholic Beverages and Cannabis  
19 Section 4–507 and 13–102  
20 Annotated Code of Maryland  
21 (2024 Replacement Volume)

22 BY repealing and reenacting, with amendments,  
23 Article – Alcoholic Beverages and Cannabis  
24 Section 13–1901  
25 Annotated Code of Maryland  
26 (2024 Replacement Volume)

27 BY adding to  
28 Article – Alcoholic Beverages and Cannabis

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



Section 13–1904  
Annotated Code of Maryland  
(2024 Replacement Volume)

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

**Article – Alcoholic Beverages and Cannabis**

4–507.

(a) This section does not apply to:

(1) the delivery of wine from a direct wine shipper to a consumer using a  
common carrier in accordance with Title 2, Subtitle 1, Part V of this article; or

(2) the holder of a common carrier permit in the course of delivering  
directly shipped wine in accordance with Title 2, Subtitle 1, Part V of this article.

(b) Retail delivery to a purchaser of alcoholic beverages is prohibited unless:

(1) a retail license holder obtains a letter of authorization from the local  
licensing board to make deliveries; and

(2) the delivery is made from the licensed premises by:

(i) the retail license holder;

(ii) an employee of the retail license holder; or

(iii) a third–party contractor, an independent contractor, or an agent  
that:

1. holds a local delivery service permit issued under § 4–1107  
of this title; and

2. has contracted with the retail license holder to make  
deliveries of alcoholic beverages.

13–102.

This title applies only in Baltimore County.

13–1901.

(a) The following sections of Title 4, Subtitle 5 (“Conduct of Local License  
Holders”) of Division I of this article apply in the county without exception or variation:

(1) § 4–502 (“Storage of alcoholic beverages”);

(2) § 4–503 (“Solicitations and sales outside of licensed premises”);

(3) § 4–505 (“Alcohol awareness program”);

(4) § 4–506 (“Evidence of purchaser’s age”); AND

[(5) § 4–507 (“Retail delivery of alcoholic beverages”); and]

[(6)] (5) § 4–508 (“Display of license”).

(b) **THE FOLLOWING SECTIONS OF TITLE 4, SUBTITLE 5 (“CONDUCT OF LOCAL LICENSE HOLDER”) OF DIVISION I OF THIS ARTICLE APPLY IN THE COUNTY:**

(1) [Section] § 4–504 (“Employment of underage individuals”) [of Division I of this article applies in the county], in addition to § 13–1902 of this subtitle; AND

(2) **§ 4–507 (“RETAIL DELIVERY OF ALCOHOLIC BEVERAGES”), SUBJECT TO § 13–1904 OF THIS SUBTITLE.**

**13–1904.**

(A) (1) **THIS SECTION APPLIES ONLY IF THE BOARD HAS ADOPTED REGULATIONS TO AUTHORIZE THE SALE OR DELIVERY OF ALCOHOLIC BEVERAGES FOR OFF–PREMISES CONSUMPTION IN ACCORDANCE WITH THIS SECTION.**

(2) **IN CONSIDERING WHETHER TO ADOPT REGULATIONS UNDER THIS SECTION, THE BOARD SHALL CONSIDER THE PUBLIC HEALTH IMPACTS OF THE SALE OR DELIVERY OF ALCOHOLIC BEVERAGES FOR OFF–PREMISES CONSUMPTION.**

(B) (1) **THIS SUBSECTION APPLIES ONLY TO A CLASS B OR CLASS D LICENSE THAT AUTHORIZES THE SALE OF ALCOHOLIC BEVERAGES FOR ON–PREMISES AND OFF–PREMISES CONSUMPTION AT A RESTAURANT OR BAR.**

(2) **A LICENSE HOLDER UNDER THIS SUBSECTION MAY OBTAIN A PERMIT FROM THE BOARD THAT AUTHORIZES THE HOLDER TO SELL, IF AUTHORIZED UNDER THE HOLDER’S LICENSE, MIXED DRINKS OR COCKTAILS IN SEALED OR CLOSED CONTAINERS FOR OFF–PREMISES CONSUMPTION OR DELIVERY IF:**

(I) **THE MIXED DRINK OR COCKTAIL IS PURCHASED ALONG WITH PREPARED FOOD OTHER THAN PREPACKAGED SNACKS;**

(II) THE INDIVIDUAL PURCHASING THE MIXED DRINK OR COCKTAIL:

1. IS AT LEAST 21 YEARS OLD;

2. PROVIDES VALID IDENTIFICATION AS PROOF OF AGE;

AND

3. IF THE SALE IS FOR DELIVERY, PROVIDES ANY DOCUMENTATION THAT THE BOARD REQUIRES;

(III) EACH MIXED DRINK OR COCKTAIL SOLD FOR OFF-PREMISES CONSUMPTION OR DELIVERY IS:

1. PROVIDED IN THE MANUFACTURER'S ORIGINAL SEALED CONTAINER OR IN A CONTAINER CLOSED WITH A CAP, CORK, SEAL, OR LID WITH NO HOLES FOR STRAWS OR SIPPING; AND

2. SOLD OR DELIVERED NOT LATER THAN 11 P.M.;

(IV) THE DELIVERY OF AN ALCOHOLIC BEVERAGE IS MADE FROM THE LICENSED PREMISES TO THE INDIVIDUAL PURCHASING THE ALCOHOLIC BEVERAGE BY THE LICENSE HOLDER OR THE LICENSE HOLDER'S EMPLOYEE WHO IS AT LEAST 21 YEARS OLD AND CERTIFIED IN AN ALCOHOL AWARENESS PROGRAM; AND

(V) THE MIXED DRINK OR COCKTAIL IS NOT DELIVERED TO:

1. ANOTHER PREMISES LICENSED TO SELL ALCOHOLIC BEVERAGES; OR

2. AN ADDRESS LOCATED OUTSIDE THE COUNTY.

(C) THE BOARD:

(1) MAY NOT CHARGE A LICENSE HOLDER AN ADDITIONAL FEE FOR SELLING OR DELIVERING ALCOHOLIC BEVERAGES IN ACCORDANCE WITH THIS SECTION; AND

(2) MAY LIMIT THE QUANTITY OF ALCOHOLIC BEVERAGES THAT MAY BE SOLD OR DELIVERED UNDER THIS SECTION TO AN INDIVIDUAL IN A SINGLE TRANSACTION.

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