

HOUSE BILL 296

A1

7lr2377

By: **Delegates Carr, Frick, Kelly, Luedtke, Moon, Morales, and Robinson**

Introduced and read first time: January 25, 2017

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Warehouse Shopping Clubs – Beer or Wine Licenses**

3 FOR the purpose of authorizing a local licensing board to issue certain licenses for use in
4 conjunction with or on the premises of certain warehouse shopping clubs; prohibiting
5 a license holder from operating a gasoline service station or allowing a gasoline
6 service station to be operated on or adjacent to certain premises; establishing that a
7 license holder may sell beer or wine only by the case; and generally relating to the
8 issuance of beer or wine licenses to warehouse shopping clubs.

9 BY repealing and reenacting, with amendments,
10 Article – Alcoholic Beverages
11 Section 4–205
12 Annotated Code of Maryland
13 (2016 Volume and 2016 Supplement)

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

16 **Article – Alcoholic Beverages**

17 4–205.

18 (a) This section does not apply to:

19 (1) an establishment that already holds a Class A, Class B, or Class D beer
20 license, beer and wine license, or beer, wine, and liquor license; or

21 (2) a license holder that sells alcoholic beverages at discount prices.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(b) **[A] SUBJECT TO SUBSECTION (C) OF THIS SECTION,** A local licensing board may not issue a Class A, Class B, or Class D beer license, beer and wine license, or beer, wine, and liquor license for use in conjunction with or on the premises of:

(1) a chain store;

(2) a supermarket; or

(3) a discount house.

(C) (1) A LOCAL LICENSING BOARD MAY ISSUE A CLASS A (OFF-SALE) BEER LICENSE, WINE LICENSE, OR BEER AND WINE LICENSE FOR USE IN CONJUNCTION WITH OR ON THE PREMISES OF A WAREHOUSE SHOPPING CLUB THAT:

(I) HAS A MINIMUM OF 120,000 SQUARE FEET OF RETAIL AND STORAGE AREA; AND

(II) IS WITHIN 10 MILES OF THE STATE BORDER.

(2) A LICENSE HOLDER MAY NOT OPERATE A GASOLINE SERVICE STATION OR ALLOW A GASOLINE SERVICE STATION TO BE OPERATED ON OR ADJACENT TO THE LICENSED PREMISES.

(3) A LICENSE HOLDER MAY SELL BEER OR WINE ONLY BY THE CASE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017.