

SENATE BILL 895

A2

4lr3341

By: **Senator Carter (By Request – Baltimore City Administration)**

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 **Baltimore City – Alcoholic Beverages – Licensing Fees**

3 FOR the purpose of altering certain licensing fees for alcoholic beverages in Baltimore City;
4 and generally relating to alcoholic beverages in Baltimore City.

5 BY repealing and reenacting, without amendments,

6 Article – Alcoholic Beverages and Cannabis

7 Section 12–102, 12–801(a), 12–802(a), 12–803(a), 12–804(a), 12–901(a), 12–902(a),
8 12–902.1(a), 12–903(a), 12–904(b), 12–905(a), 12–906(a), 12–907(a),
9 12–1001(b), 12–1001.3(b), 12–1002(b), 12–1003(a), 12–1004(b), 12–1005(b),
10 12–1006(a), 12–1304(a), 12–1305(a), 12–1306(a), and 12–1308(b)

11 Annotated Code of Maryland

12 (2016 Volume and 2023 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Alcoholic Beverages and Cannabis

15 Section 12–604, 12–801(c), 12–802(c), 12–803(c), 12–804(d), 12–901(d), 12–902(e),
16 12–902.1(e), 12–903(e), 12–904(d), 12–905(f), 12–906(c), 12–907(d),
17 12–1001(f), 12–1001.3(g), 12–1002(g), 12–1003(d), 12–1004(e), 12–1005(e),
18 12–1006(e), 12–1304(h), 12–1305(g), 12–1306(g), 12–1308(j), 12–1311,
19 12–1808(a), 12–2003(a), and 12–2004(a) and (f)

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

12–102.

This title applies only in Baltimore City.

12–604.

(a) There is a Class D beer license.

(b) The license may be issued to a holder of a Class 5 brewery license.

(c) The license authorizes the license holder to sell at retail beer brewed on the
brewery premises for on–premises consumption.

(d) The Board shall establish[:

(1)] the hours and days of sale under the license[; and].

[(2)] (E) [the] **THE** annual license fee **IS \$300**.

12–801.

(a) There is a Class A beer and light wine license.

(c) The annual license fee is [\$110] **\$171**.

12–802.

(a) There is a Class B beer and light wine license.

(c) The annual license fee is [\$165] **\$310**.

12–803.

(a) There is a Class C beer and light wine license.

(c) The annual license fee is [\$82.50] **\$128**.

12–804.

(a) There is a Class D beer and light wine license.

1 (d) The annual license fee is [~~\$165~~] **\$260**.

2 12-901.

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

4 (d) The annual license fee is [~~\$858~~] **\$2,060**.

5 12-902.

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

7 (e) The annual license fee is [~~\$858~~] **\$2,060**.

8 12-902.1.

9 (a) There is a Class A-7 beer, wine, and liquor license.

10 (e) The annual license fee is [~~\$1,500~~] **\$2,336**.

11 12-903.

12 (a) There is a Class B beer, wine, and liquor license.

13 (e) (1) The annual license [fees are:

14 (i) \$1,320 for a licensed premises with a seating capacity of not more
15 than 200 individuals; and

16 (ii) \$1,800 for a licensed premises with a seating capacity of more
17 than 200 individuals] **FEE IS \$2,060**.

18 (2) In addition, the license holder annually shall pay:

19 (i) \$500, if the license holder provides live entertainment; and

20 (ii) \$200, if the license holder provides outdoor table service.

21 12-904.

22 (b) There is a Class B-BWL (H-M) license.

23 (d) (1) The annual license fee is [~~\$6,500~~] **\$10,108**.

24 (2) In addition, the license holder annually shall pay:

1 (i) \$1,000, if the licensed premises has fewer than 100 rooms;

2 (ii) \$500, if the license holder provides live entertainment; and

3 (iii) \$200, if the license holder provides outdoor table service.

4 12-905.

5 (a) There is a Class B-D-7 beer, wine, and liquor license.

6 (f) The annual license fee is [~~\$1,320~~] **\$2,336**.

7 12-906.

8 (a) There is a Class C beer, wine, and liquor license.

9 (c) The annual license fee is [~~\$550~~] **\$860**.

10 12-907.

11 (a) There is a Class D beer, wine, and liquor license.

12 (d) The annual license fee is [~~\$825~~] **\$1,284**.

13 12-1001.

14 (b) There is an arena license.

15 (f) (1) The annual license fee is [~~\$12,000~~] **\$21,780**.

16 (2) In addition to the annual license fee, a license holder shall pay
17 annually:

18 (i) \$500, if the license holder provides live entertainment; and

19 (ii) \$200, if the license holder provides outdoor table or cafe service.

20 12-1001.3.

21 (b) There is a marketplace license in the 40th and 43rd alcoholic beverages
22 districts.

23 (g) (1) The annual license fee is [~~\$6,000~~] **\$8,580**.

24 (2) In addition to the annual license fee, the license holder shall pay
25 annually:

(i) \$500, if the license holder provides live entertainment; and

(ii) \$200, if the license holder provides outdoor table service.

12-1002.

(b) There is a Class M-G beer, wine, and liquor license for use at a municipal golf course.

(g) The annual license fee is [~~\$600~~] **\$936**.

12-1003.

(a) There is a racetrack license.

(d) (1) The license fee is [~~\$55~~] **\$100** for each day that the racing park is open and operating.

(2) In addition to the annual license fee, the license holder shall pay annually:

(i) \$500, if the license holder provides live entertainment; or

(ii) \$200, if the license holder provides outdoor table or cafe service.

12-1004.

(b) There is a Class BWL-VLC (video lottery concessionaire) beer, wine, and liquor license.

(e) (1) The annual license fee is [~~\$5,000~~] **\$7,500**.

(2) The fee shall be paid to the Board on or before May 1.

12-1005.

(b) There is a Class BWL-VLF (video lottery facility) beer, wine, and liquor license.

(e) (1) The annual license fee is [~~\$15,000~~] **\$17,500**.

(2) The annual license fee shall be paid to the Board on or before May 1.

12-1006.

(a) There is a Class BWL-MZ license for use at a zoo in Druid Hill Park.

1 (e) The annual license fee is [~~\$500~~] **\$778**.

2 12-1304.

3 (a) (1) There is a beer festival license.

4 (2) The Board may designate not more than two times each calendar year
5 for which a beer festival license may be issued.

6 (h) The **BOARD SHALL SET THE** license fee [is \$50 per day].

7 12-1305.

8 (a) (1) There is a Baltimore Wine Festival (WF) license.

9 (2) The Board may issue not more than four licenses each year.

10 (g) The **BOARD SHALL SET THE** license fee [is \$50 per day].

11 12-1306.

12 (a) There is a wine sampling (WS) license.

13 (g) The **BOARD SHALL SET THE** license fee [is \$15 per day].

14 12-1308.

15 (b) There is a Class BWLT beer, wine, and liquor (on premises) tasting license.

16 (j) [In addition to the Class A annual license fee, the] **THE BOARD SHALL SET**
17 **THE** license fee [is:

18 (1) \$20 for a daily tasting license;

19 (2) \$200 annually for a 26-day tasting license;

20 (3) \$300 annually for a 52-day tasting license; and

21 (4) \$750 annually for a tasting license that may be used daily throughout
22 the year].

23 12-1311.

24 (a) The **BOARD SHALL SET THE LICENSE** fee for a Class C per diem beer license
25 and a Class C per diem beer and wine license [is \$25 per day].

(b) (1) The **BOARD SHALL SET THE LICENSE** fee for a Class C per diem beer, wine, and liquor license [is \$50 per day].

(2) The Board may collect from the license holder reimbursement for costs incurred while monitoring the event for which the license is issued.

12–1808.

(a) An applicant for license renewal shall pay a renewal application fee of **[\$50]** **\$78** to the Director of Finance in addition to the license fee.

12–2003.

(a) (1) Except as provided in § 12–2005 of this subtitle, a holder of a Class A beer and light wine license may sell beer and light wine:

(i) on Monday through Saturday:

1. from 9 a.m. to 10 p.m. in the area specified in the Park Heights Master Plan adopted by the City in 2006; and

2. from 6 a.m. to midnight in all other locations in the City; and

(ii) on the Sundays that fall between Thanksgiving Day and New Year's Day, from 1 p.m. to 9 p.m., if, on or before September 30 of that year, the license holder has paid a supplementary license fee of **[\$75]** **\$120** for each Sunday the privilege is to be exercised.

(2) In addition to the privileges specified under paragraph (1)(ii) of this subsection, the license holder may sell beer and light wine for off-premises consumption on two additional Sundays during the calendar year if the holder pays a license fee of **[\$75]** **\$120** at least 2 weeks before each time the privilege is exercised.

12–2004.

(a) (1) Except as otherwise provided in this subtitle, a holder of a Class A beer, wine, and liquor license may sell beer, wine, and liquor:

(i) on Monday through Saturday:

1. from 9 a.m. to 10 p.m. in the area specified in the Park Heights Master Plan adopted by the City in 2006; and

2. from 6 a.m. to midnight in all other locations in the City; and

(ii) on the Sundays that fall between Thanksgiving Day and New Year's Day, from 1 p.m. to 9 p.m., if, on or before September 30 of that year, the license holder has paid a supplementary license fee of ~~[\$75]~~ **\$120** for each Sunday the privilege is to be exercised.

(2) In addition to the privileges specified under paragraph (1)(ii) of this subsection, the license holder may sell beer, wine, and liquor for off-premises consumption on two additional Sundays during the calendar year if the holder pays a license fee of ~~[\$75]~~ **\$120** at least 2 weeks before each time the privilege is exercised.

(f) (1) Except as provided in § 12–2005 of this subtitle, a holder of a Class D beer, wine, and liquor license may sell beer, wine, and liquor on Monday through Saturday:

(i) from 9 a.m. to 1 a.m. the following day in the area specified in the Park Heights Master Plan adopted by the City in 2006; and

(ii) from 6 a.m. to 1 a.m. the following day in all other locations in the City.

(2) Except as provided in paragraph (3) of this subsection and § 12–2007(b) of this subtitle, the license holder may not exercise the privileges of the license without an amusement permit from 1 a.m. on Sunday to 6 a.m. the following day.

(3) (i) The Board may issue a supplemental license not more than four times during a calendar year to the license holder authorizing the license holder to sell beer, wine, and liquor from 6 a.m. on Sunday to 1 a.m. the following day.

(ii) The fee for the supplemental license is ~~[\$75]~~ **\$120** per issuance and is in addition to the annual fee for the underlying Class D beer, wine, and liquor license.

(iii) A holder of a supplemental license shall notify the Board at least 2 weeks in advance of exercising the privileges under the supplemental license.

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