

SENATE BILL 939

A2

5lr3250
CF HB 1172

By: **Senator Hayes**

Introduced and read first time: January 28, 2025

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 16, 2025

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Authorizations and Revisions**

3 FOR the purpose of requiring the Board of License Commissioners for Baltimore City to
4 impose a fee for expedited processing of certain Class C per diem licenses; requiring
5 the Board to adopt regulations related to the application process for Class C per diem
6 licenses, including for the denial or revocation of the licenses, and limiting the
7 number of licenses that may be issued to a person for the same location within a
8 certain period of time; authorizing the Board to issue certain alcoholic beverages
9 licenses for certain locations in the 40th alcoholic beverages district; prohibiting
10 certain license holders in a certain area of the 40th alcoholic beverages district from
11 selling alcoholic beverages at certain times of day; and generally relating to alcoholic
12 beverages in Baltimore City.

13 BY repealing and reenacting, without amendments,
14 Article – Alcoholic Beverages and Cannabis
15 Section 12–102 and 12–1603(a), (b), and (c)(1)(ii)
16 Annotated Code of Maryland
17 (2024 Replacement Volume)

18 BY repealing and reenacting, with amendments,
19 Article – Alcoholic Beverages and Cannabis
20 Section ~~12–1311 and 12–1603(c)(17) and (18)~~ 12–1311, 12–1603(c)(17) and (18), and
21 12–2005(d)
22 Annotated Code of Maryland
23 (2024 Replacement Volume)

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.



BY adding to
Article – Alcoholic Beverages and Cannabis
Section 12–1314 and 12–1603(c)(19) through ~~(22)~~ (21)
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

12–102.

This title applies only in Baltimore City.

12–1311.

(a) The Board shall set the license fee for a Class C per diem beer license and a Class C per diem beer and wine license.

(b) (1) The Board shall set the license fee for a Class C per diem beer, wine, and liquor license.

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

(C) THE BOARD SHALL IMPOSE A FEE OF NOT MORE THAN \$250 FOR EXPEDITED PROCESSING OF A PER DIEM LICENSE APPLICATION IF THE APPLICATION IS SUBMITTED LESS THAN 2 WEEKS BEFORE THE SCHEDULED EVENT REQUIRING THE PER DIEM LICENSE.

12–1314.

(A) THE BOARD SHALL ADOPT REGULATIONS RELATING TO THE APPLICATION PROCESS FOR CLASS C PER DIEM LICENSES ISSUED IN ACCORDANCE WITH §§ 4–1203 AND 4–1204 OF THIS ARTICLE.

(B) REGULATIONS ADOPTED BY THE BOARD UNDER THIS SECTION MAY AUTHORIZE THE BOARD TO:

(1) DENY OR REVOKE A CLASS C PER DIEM LICENSE; OR

(2) LIMIT THE NUMBER OF CLASS C PER DIEM LICENSES THAT MAY BE ISSUED TO A PERSON FOR THE SAME LOCATION WITHIN A CALENDAR YEAR.

1 12–1603.

2 (a) The alcoholic beverages districts described in this section at all times are
3 coterminous with the legislative districts in the Legislative Districting Plan of 2022.

4 (b) Except as provided in subsection (c) of this section, the Board may not issue a
5 new license in:

6 (1) the 40th alcoholic beverages district;

7 (2) the 41st alcoholic beverages district;

8 (3) the 43rd alcoholic beverages district;

9 (4) the 44th alcoholic beverages district; and

10 (5) the 45th alcoholic beverages district.

11 (c) The Board may issue:

12 (1) in the alcoholic beverages districts specified in subsection (b) of this
13 section:

14 (ii) a Class B beer, wine, and liquor license to a restaurant that:

15 1. has a minimum capital investment, not including the cost
16 of land and buildings, of \$200,000 for restaurant facilities; and

17 2. has a minimum seating capacity of 75 individuals;

18 (17) a Class A–7 beer, wine, and liquor license in the 1200 block of West
19 North Avenue in the 40th alcoholic beverages district, if:

20 (i) the applicant executes a memorandum of understanding with the
21 Penn North Community Association;

22 (ii) alcoholic beverages are sold only as part of a gift basket or floral
23 arrangement; and

24 (iii) the applicant does not hold or apply for a Class BWLT beer, wine,
25 and liquor (on–premises) tasting license; [and]

26 (18) a Class B beer, wine, and liquor license for a restaurant on the even
27 side of the 400 block of West 29th Street in the 40th alcoholic beverages district if:

28 (i) the applicant executes a memorandum of understanding with the
29 Greater Remington Improvement Association; and

(ii) the Board waives a minimum seating requirement under item (1)(ii)2 of this subsection;

(19) A CLASS C BEER AND LIGHT WINE LICENSE IN THE 2500 BLOCK OF WEST NORTH AVENUE IN THE 40TH ALCOHOLIC BEVERAGES DISTRICT TO BE USED DURING ON-CAMPUS EVENTS IF:

(I) THE APPLICANT EXECUTES A MEMORANDUM OF UNDERSTANDING WITH THE GREATER MONDAWMIN COORDINATING COUNCIL; AND

(II) THE BOARD WAIVES ANY REQUIREMENTS THAT SALES CAN BE MADE ONLY TO MEMBERS AND THE GUESTS OF MEMBERS;

(20) A CLASS C BEER AND WINE LICENSE ON THE ODD SIDE OF THE 800 BLOCK OF NORTH HOWARD STREET IN THE 40TH ALCOHOLIC BEVERAGES DISTRICT IF:

(I) THE APPLICANT DOES NOT CONVERT THE LICENSE TO A DIFFERENT LICENSE CLASS;

(II) THE APPLICANT DOES NOT TRANSFER THE LICENSE TO A DIFFERENT LOCATION;

(III) ALCOHOLIC BEVERAGES ARE SERVED ONLY TO PATRONS INDOORS;

(IV) ALCOHOLIC BEVERAGES SALES BEGIN NOT EARLIER THAN 10 A.M. AND END NOT LATER THAN 9 P.M.;

(V) THE APPLICANT PROVIDES NOT MORE THAN TWO 12-OUNCE OFFERINGS OF BEER OR TWO 6-OUNCE OFFERINGS OF WINE BY THE GLASS FOR ON-PREMISES CONSUMPTION BY A PATRON WHILE THE PATRON IS PROVIDED A BARBERING SERVICE REGULATED UNDER TITLE 4, SUBTITLE 5 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

(VI) THE BOARD WAIVES ANY REQUIREMENTS THAT SALES CAN BE MADE ONLY TO MEMBERS AND THE GUESTS OF MEMBERS; AND

(VII) THE APPLICANT EXECUTES A MEMORANDUM OF UNDERSTANDING WITH THE MOUNT VERNON – BELVEDERE ASSOCIATION; AND

~~(21) A CLASS B BEER, WINE, AND LIQUOR LICENSE FOR A RESTAURANT
ON THE EVEN SIDE OF THE 1100 BLOCK OF HOLLINS STREET IN THE 40TH
ALCOHOLIC BEVERAGES DISTRICT IF:~~

~~(I) THE APPLICANT EXECUTES A MEMORANDUM OF
UNDERSTANDING WITH THE HOLLINS ROUNDHOUSE ASSOCIATION; AND~~

~~(II) THE BOARD WAIVES THE MINIMUM SEATING REQUIREMENT
UNDER ITEM (1)(II)2 OF THIS SUBSECTION; AND~~

~~(22) A CLASS B BEER, WINE, AND LIQUOR LICENSE FOR A RESTAURANT
ON THE EVEN SIDE OF THE UNIT BLOCK OF SOUTH CARROLLTON AVENUE IN THE
40TH ALCOHOLIC BEVERAGES DISTRICT IF:~~

~~(I) THE APPLICANT EXECUTES A MEMORANDUM OF
UNDERSTANDING WITH THE HOLLINS ROUNDHOUSE ASSOCIATION; AND~~

~~(II) THE BOARD WAIVES THE MINIMUM SEATING REQUIREMENT
UNDER ITEM (1)(II)2 OF THIS SUBSECTION.~~

12-2005.

(d) (1) This subsection does not apply to:

(i) a Class B beer and light wine (restaurant) license;

(ii) a Class B beer, wine, and liquor (restaurant) license issued under
§ 12-1603(c)(1)(ii) of this title;

(iii) a Class B-BWL (H-M) license;

(iv) a Class C beer and wine license;

(v) a Class C beer, wine, and liquor license;

(vi) an arena license; [or]

(vii) a marketplace license; OR

(VIII) A CLASS M-F (MUNICIPAL FAMILY FUN CENTER) LICENSE.

(2) For a license holder in the 40th alcoholic beverages district, the hours
of sale for alcoholic beverages may not begin before 10 a.m. or end after 10 p.m.:

(i) within an area bounded:

1. from the intersection of Reisterstown Road and Quantico Avenue, northwest on Reisterstown Road to the intersection with Wylie Avenue, northeast on Wylie Avenue to the intersection with Pimlico Road, northwest on Pimlico Road to the intersection with Dupont Avenue, east on Dupont Avenue to the intersection with Pall Mall Road, southeast on Pall Mall Road to the intersection with Edgecombe Circle North, east on Edgecombe Circle North to the intersection with Finney Avenue, south on Finney Avenue to the intersection with Oakford Avenue, west on Oakford Avenue to the intersection with Pall Mall Road, southeast on Pall Mall Road to the intersection with Loyola Northway, southwest on Loyola Northway to the intersection with Pimlico Road, southeast on Pimlico Road to the intersection with Quantico Avenue, and southwest on Quantico Avenue to the intersection with Reisterstown Road; and

2. from the intersection of Millington Avenue with Wilkens Avenue, northwest on Millington Avenue to the intersection with Frederick Avenue, northeast on Frederick Avenue to the intersection with West Pratt Street, east on West Pratt Street to the intersection with South Mount Street, south on South Mount Street to the intersection with Eagle Street, southwest on Eagle Street to the intersection with South Smallwood Street, northwest on South Smallwood Street to the intersection with Wilkens Avenue, and southwest on Wilkens Avenue to the intersection with Millington Avenue;

(ii) within the area of West North Avenue between the 1000 block of West North Avenue and the 3200 block of West North Avenue, inclusive; [and]

(iii) for a license holder within 250 yards in any direction of the area described in item (ii) of this paragraph; AND

(IV) WITHIN AN AREA BOUNDED AS FOLLOWS: FROM THE INTERSECTION OF NORTH FULTON AVENUE WITH NORTH AVENUE, NORTH ON NORTH FULTON AVENUE TO THE INTERSECTION WITH PENNSYLVANIA AVENUE, NORTHEAST ON NORTH FULTON AVENUE TO THE INTERSECTION WITH DRUID HILL AVENUE, SOUTHEAST ON DRUID HILL AVENUE TO THE INTERSECTION WITH MOSHER STREET, SOUTHWEST ON MOSHER STREET TO THE INTERSECTION WITH NORTH CAREY STREET, NORTH ON NORTH CAREY STREET TO THE INTERSECTION WITH NORTH AVENUE, AND WEST ON NORTH AVENUE TO THE INTERSECTION WITH NORTH FULTON AVENUE.

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