

HOUSE BILL 997

A2

3lr1823

By: **Frederick County Delegation**

Introduced and read first time: February 10, 2023

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 10, 2023

CHAPTER _____

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Consumption Permits**

3 FOR the purpose of altering the quantity of certain alcoholic beverages an individual may
4 consume under certain consumption permits in Frederick County; and generally
5 relating to alcoholic beverages in Frederick County.

6 BY repealing and reenacting, without amendments,
7 Article – Alcoholic Beverages
8 Section 20–102
9 Annotated Code of Maryland
10 (2016 Volume and 2022 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Alcoholic Beverages
13 Section 20–1102.1 and 20–1102.2
14 Annotated Code of Maryland
15 (2016 Volume and 2022 Supplement)

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

18 **Article – Alcoholic Beverages**

19 20–102.

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.



This title applies only in Frederick County.

20–1102.1.

(a) There is a beer and wine consumption (BWC) permit.

(b) The Board may issue the permit to the holder of a Class A license.

(c) The permit authorizes the holder to allow for on–premises consumption of beer and wine.

(d) (1) An applicant for the permit shall submit to the Board an application on a form that the Board provides.

(2) The Board may issue the permit without a public hearing.

(3) If an initial permit application is denied, the applicant may request a public hearing before the Board.

(4) Renewal of the permit may be made when the license holder's Class A license is renewed.

(e) An individual may consume beer or wine covered by the permit in a quantity not exceeding:

(1) **A SINGLE SERVING CONSISTING OF:**

(I) 12 total ounces of beer; or

~~[(2)]~~ (II) 6 total ounces of wine; **OR**

(2) THREE INDIVIDUAL SAMPLE SERVINGS OF BEER OR WINE IN ANY COMBINATION, EACH CONSISTING OF NOT MORE THAN:

(I) **2 OUNCES OF BEER; OR**

(II) **1 OUNCE OF WINE.**

(f) (1) The permit authorizes the consumption of beer and wine only on the licensed premises of the holder.

(2) The permit holder may not allow an open container to be taken from the licensed premises.

(3) The permit holder may not serve open alcoholic beverages from a drive–through window.

(g) The annual permit fee is \$200.

20-1102.2.

(a) There is a beer, wine, and liquor consumption (BWLC) permit.

(b) The Board may issue the permit to the holder of a Class A license.

(c) The permit authorizes the holder to allow for on-premises consumption of beer, wine, and liquor.

(d) (1) An applicant for the permit shall submit to the Board an application on a form that the Board provides.

(2) The Board may issue the permit without a public hearing.

(3) If an initial permit application is denied, the applicant may request a public hearing before the Board.

(4) Renewal of the permit may be made when the license holder's Class A license is renewed.

(e) An individual may consume beer, wine, or liquor covered by the permit in a quantity not exceeding:

(1) **A SINGLE SERVING CONSISTING OF:**

(I) 12 total ounces of beer;

[(2)] (II) 6 total ounces of wine; or

[(3)] (III) 1.5 total ounces of liquor, which may be mixed with other nonalcoholic beverages; **OR**

(2) THREE INDIVIDUAL SAMPLE SERVINGS OF BEER, WINE, OR LIQUOR IN ANY COMBINATION, EACH CONSISTING OF NOT MORE THAN:

(I) **2 OUNCES OF BEER;**

(II) **1 OUNCE OF WINE; OR**

(III) 0.5 OUNCE OF LIQUOR, WHICH MAY BE MIXED WITH OTHER NONALCOHOLIC BEVERAGES.

1 (f) (1) The permit authorizes the consumption of beer, wine, and liquor only
2 on the licensed premises of the holder.

3 (2) The permit holder may not allow an open container to be taken from
4 the licensed premises.

5 (3) The permit holder may not serve open alcoholic beverages from a
6 drive-through window.

7 (g) The annual permit fee is \$400.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
9 1, 2023.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.