

SENATE BILL 1039

A2

(7lr3642)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Economic Matters* —

Introduced by **Washington County Senators**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Washington County – Alcoholic Beverages – Hotel and Motel Licenses**

3 FOR the purpose of altering the privileges of Class B beer, wine, and liquor hotel and
4 restaurant licenses issued in Washington County so that the privileges may be
5 exercised for on- and off-premises consumption for certain licenses and for
6 on-premises consumption only for all other licenses; requiring the license holder to
7 notify the Board before constructing or altering an area on the premises where beer,
8 wine, and liquor are sold; making certain conforming changes; and generally relating
9 to alcoholic beverages licenses in Washington County.

10 BY repealing and reenacting, without amendments,
11 Article – Alcoholic Beverages
12 Section 31–102
13 Annotated Code of Maryland
14 (2016 Volume and 2016 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.

Italics indicate opposite chamber/conference committee amendments.



1 BY repealing and reenacting, with amendments,
2 Article – Alcoholic Beverages
3 Section 31–903
4 Annotated Code of Maryland
5 (2016 Volume and 2016 Supplement)

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

8 **Article – Alcoholic Beverages**

9 31–102.

10 This title applies only in Washington County.

11 31–903.

12 (a) There is a Class B beer, wine, and liquor [(on–sale)] hotel and restaurant
13 license.

14 (b) The Board may issue the license to the owner of a hotel or motel that:

15 (1) is in a building at least three stories tall that was originally constructed
16 for hotel or motel purposes;

17 (2) has a capital investment of at least \$500,000; and

18 (3) contains:

19 (i) at least one passenger elevator;

20 (ii) at least 100 rooms to accommodate the public;

21 (iii) a lobby with a registration and mail desk and seating facilities;

22 and

23 (iv) a ballroom, conference room, or banquet room.

24 (c) The license authorizes the license holder to sell beer, wine, and liquor at a
25 hotel or restaurant at retail at the place described in the license[, for on–premises
26 consumption]:

27 (1) through room service or otherwise to registered guests; or

(2) by the glass, bottle, or can to individuals attending an event in a ballroom, conference room, or banquet room.

(D) THE PRIVILEGES OF THE LICENSE MAY BE EXERCISED:

~~(1) IF THE LICENSE WAS ISSUED ON OR BEFORE JUNE 30, 2016, AND HAD AN OFF-SALE PRIVILEGE, FOR ON- AND OFF-PREMISES CONSUMPTION; AND, IF:~~

(I) THE LICENSE WAS ISSUED ON OR BEFORE JUNE 30, 2016, WITH AN OFF-SALE PRIVILEGE; AND

(II) THE LICENSE HOLDER HAS OPERATED A RETAIL STORE ON THE LICENSED PREMISES SINCE AT LEAST JUNE 30, 2016; AND

~~(2) FOR ALL OTHER LICENSES, FOR ON-PREMISES CONSUMPTION ONLY, FOR ALL OTHER LICENSES.~~

(E) THE LICENSE HOLDER SHALL NOTIFY THE BOARD BEFORE CONSTRUCTING OR ALTERING AN AREA ON THE PREMISES WHERE BEER, WINE, AND LIQUOR ARE SOLD.

[(d)] ~~(F)~~ (F) Except as provided in regulations adopted by the Board under subsection [(f)] ~~(G)~~ (H) of this section, the license holder may sell beer, wine, and liquor during the hours and days as set out for a Class B beer, wine, and liquor (on-sale) license under § 31-2004(c) of this title.

[(e)] ~~(F)~~ (G) (1) The annual license fee is \$1,000.

(2) The fee for a Sunday permit is \$250.

[(f)] ~~(G)~~ (H) The Board may adopt regulations to carry out this section, including regulations that:

(1) provide for the manner of dispensing beer, wine, and liquor under the license;

(2) provide for the hours and days of sale; and

(3) limit the quantity of alcoholic beverages that may be sold to an individual as a single serving or during a 24-hour period.

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