

HOUSE BILL 396

A2

7lr2182
CF SB 326

By: **Frederick County Delegation**

Introduced and read first time: January 26, 2017

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Cigar Shop Licenses**

3 FOR the purpose of establishing a cigar shop beer, wine, and liquor license in Frederick
4 County; authorizing the Board of License Commissioners to issue the license to a
5 certain establishment; specifying that the license authorizes the license holder to sell
6 beer, wine, and liquor to a cigar shop customer for consumption in the smoking room
7 of the cigar shop; prohibiting the average daily receipts from the sale of alcoholic
8 beverages at the cigar shop from exceeding a certain amount; prohibiting the
9 transfer of the license to another location; providing that the license holder is subject
10 to certain alcohol awareness training requirements; providing for an annual fee; and
11 generally relating to alcoholic beverages licenses in Frederick County.

12 BY repealing and reenacting, without amendments,
13 Article – Alcoholic Beverages
14 Section 20–102
15 Annotated Code of Maryland
16 (2016 Volume and 2016 Supplement)

17 BY adding to
18 Article – Alcoholic Beverages
19 Section 20–1002.1
20 Annotated Code of Maryland
21 (2016 Volume and 2016 Supplement)

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

24 **Article – Alcoholic Beverages**

25 20–102.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



This title applies only in Frederick County.

20-1002.1.

(A) THERE IS A CIGAR SHOP BEER, WINE, AND LIQUOR LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE FOR USE BY AN ESTABLISHMENT COMMONLY KNOWN AS A CIGAR SHOP THAT DERIVES AT LEAST 70% OF ITS REVENUE, MEASURED BY AVERAGE DAILY RECEIPTS, FROM THE SALE OF CIGARS.

(C) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR TO A CIGAR SHOP CUSTOMER FOR CONSUMPTION IN THE SMOKING ROOM OF THE CIGAR SHOP DURING NORMAL BUSINESS HOURS.

(D) THE AVERAGE DAILY RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES AT THE CIGAR SHOP MAY NOT EXCEED 17% OF AVERAGE DAILY RECEIPTS OF THE BUSINESS.

(E) THE LICENSE MAY NOT BE TRANSFERRED TO ANOTHER LOCATION.

(F) THE LICENSE HOLDER IS SUBJECT TO THE ALCOHOL AWARENESS TRAINING REQUIREMENTS UNDER § 4-505 OF THIS ARTICLE.

(G) THE ANNUAL LICENSE FEE IS \$500.

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