

SENATE BILL 221

A2

8lr1623

By: **Senator Edwards**

Introduced and read first time: January 23, 2008

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: February 19, 2008

CHAPTER _____

1 AN ACT concerning

2 **Garrett County – Alcoholic Beverages – Class B Beer and Light Wine License**

3 FOR the purpose of establishing a Class B beer and light wine license in Garrett
4 County; authorizing the Board of License Commissioners to issue the license for
5 use in certain bona fide hotels, motels, inns, or restaurants; authorizing the
6 Board to issue a license without or with a catering option; specifying the
7 privileges of licenses without and licenses with a catering option; providing for
8 certain issuing and annual fees; authorizing the Board to adopt certain
9 regulations; defining a certain term; and generally relating to alcoholic
10 beverages in Garrett County.

11 BY repealing and reenacting, with amendments,
12 Article 2B – Alcoholic Beverages
13 Section 5–201(m)
14 Annotated Code of Maryland
15 (2005 Replacement Volume and 2007 Supplement)

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

18 **Article 2B – Alcoholic Beverages**

19 5–201.

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.



1 (m) (1) This [section does not apply] **SUBSECTION APPLIES ONLY** in
2 Garrett County.

3 (2) **IN THIS SUBSECTION, "LICENSE" MEANS A CLASS B BEER AND**
4 **LIGHT WINE LICENSE.**

5 (3) **THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE A**
6 **CLASS B BEER AND LIGHT WINE LICENSE FOR USE IN:**

7 (I) **A BONA FIDE HOTEL, MOTEL, OR INN THAT:**

8 1. **IS AN ESTABLISHMENT THAT ACCOMMODATES**
9 **THE PUBLIC;**

10 2. **PROVIDES SERVICES ORDINARILY FOUND IN**
11 **HOTELS, MOTELS, OR INNS;**

12 3. **IS EQUIPPED WITH AT LEAST 10 BEDROOMS FOR**
13 **PUBLIC ACCOMMODATION; AND**

14 4. **HAS A LOBBY WITH A REGISTRATION AND MAIL**
15 **DESK AND SEATING FACILITIES; OR**

16 (II) **A RESTAURANT THAT:**

17 1. **HAS A SEATING CAPACITY AT TABLES, NOT**
18 **INCLUDING SEATS AT BARS OR COUNTERS, FOR AT LEAST 20 PERSONS; AND**

19 2. **CAN PREPARE AND SERVE FULL-COURSE MEALS**
20 **FOR AT LEAST 20 PERSONS AT ONE SEATING.**

21 (4) **THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE A**
22 **LICENSE WITHOUT OR WITH A CATERING OPTION.**

23 (5) **A HOLDER OF A LICENSE WITHOUT A CATERING OPTION MAY**
24 **SELL:**

25 (I) **ALL ALCOHOLIC BEVERAGES FOR CONSUMPTION ON**
26 **THE LICENSED PREMISES; AND**

27 (II) **BREWED BEVERAGES FOR CONSUMPTION OFF THE**
28 **LICENSED PREMISES.**

1 **(6) (I) IN ADDITION TO EXERCISING THE PRIVILEGES STATED**
2 **IN PARAGRAPH (5) OF THIS SUBSECTION, A HOLDER OF A LICENSE WITH A**
3 **CATERING OPTION MAY KEEP FOR SALE AND SELL BEER AND WINE FOR**
4 **CONSUMPTION AT EVENTS THAT THE HOLDER CATERS OFF THE LICENSED**
5 **PREMISES.**

6 **(II) TO EXERCISE THE CATERING OPTION, A HOLDER OF A**
7 **LICENSE:**

8 **1. SHALL PROVIDE FOOD IF THE HOLDER PROVIDES**
9 **ALCOHOLIC BEVERAGES AT A CATERED EVENT OFF THE LICENSED PREMISES;**
10 **AND**

11 **2. MAY EXERCISE THE CATERING OPTION ONLY**
12 **DURING THE HOURS AND DAYS THAT ARE ALLOWED UNDER THE LICENSE.**

13 **(7) FOR A LICENSE WITHOUT A CATERING OPTION:**

14 **(I) THE ISSUING FEE IS \$350; AND**

15 **(II) THE ANNUAL FEE IS \$350.**

16 **(8) FOR A LICENSE WITH A CATERING OPTION:**

17 **(I) THE ISSUING FEE IS \$475; AND**

18 **(II) THE ANNUAL FEE IS \$475.**

19 **(9) THE BOARD OF LICENSE COMMISSIONERS MAY ADOPT**
20 **REGULATIONS TO CARRY OUT THIS SUBSECTION.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 July 1, 2008.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.