

HOUSE BILL 1450

A2

7lr1858
CF SB 1039

By: **Delegate Wivell**

Introduced and read first time: February 10, 2017

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2017

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)

15 BY repealing and reenacting, with amendments,
16 Article – Alcoholic Beverages
17 Section 31-903
18 Annotated Code of Maryland
19 (2016 Volume and 2016 Supplement)

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

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.



Article – Alcoholic Beverages

31–102.

This title applies only in Washington County.

31–903.

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

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

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

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

(3) contains:

(i) at least one passenger elevator;

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

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

and

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

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

(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) FOR ON– AND OFF–PREMISES CONSUMPTION, IF:

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

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

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

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

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

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

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

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

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

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

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

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
 22 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.