

HOUSE BILL 51

A2

(2lr0706)

ENROLLED BILL

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

Introduced by **Delegates Eckardt, Cane, and Haddaway-Riccio**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Dorchester County – Alcoholic Beverages Licenses – Beer, Wine and Liquor**
3 **Licenses – Clubs**

4 FOR the purpose of updating certain obsolete language by authorizing a certain
5 organization to obtain a certain license from the County Council of Dorchester
6 County under certain circumstances; updating certain obsolete language by
7 requiring the County Council of Dorchester County to pay a certain alcoholic
8 beverages license fee to the mayor and city council of a city or town under
9 certain circumstances; requiring the County Council of Dorchester County to
10 pay a certain alcoholic beverages license fee to the Finance Department of
11 Dorchester County under certain circumstances; and generally relating to the
12 distribution of Class C beer, wine and liquor license fees paid by organizations
13 in Dorchester County.

14 BY repealing and reenacting, without amendments,

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 Article 2B – Alcoholic Beverages
2 Section 6–301(a)
3 Annotated Code of Maryland
4 (2011 Replacement Volume)

5 BY repealing and reenacting, with amendments,
6 Article 2B – Alcoholic Beverages
7 Section 6–301(k)
8 Annotated Code of Maryland
9 (2011 Replacement Volume)

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

12 **Article 2B – Alcoholic Beverages**

13 6–301.

14 (a) (1) Except as provided in subsection (n) of this section, a Class C beer,
15 wine and liquor license shall be issued by the license issuing authority of the county in
16 which the place of business is located. It authorizes the holder to keep for sale and sell
17 all alcoholic beverages at retail at any club, at the place described in the license, for
18 consumption on the premises only.

19 (2) The annual fee for the license shall be paid to the local collecting
20 agent before the license is issued, for distribution as provided.

21 (3) In this section, “board” means the board of commissioners for the
22 jurisdiction to which the subsection applies.

23 (k) (1) This subsection applies only in Dorchester County.

24 (2) The annual license fee is \$1,000.

25 (3) A license may be obtained by any bona fide yacht club and golf and
26 country club that:

27 (i) Has been incorporated for a period of not less than 5 years
28 prior to the time of making application for the license;

29 (ii) Has a bona fide membership of not less than 250 persons
30 and dues of not less than \$10 per year per adult member;

31 (iii) Has facilities for preparing and serving food on the premises
32 to members and their guests when accompanied by such members; and

1 (iv) Owns or operates a clubhouse located on premises
2 principally used for no other purpose and not directly or indirectly owned or operated
3 as a public business.

4 (4) A license may be obtained by any local unit of a nationwide bona
5 fide nonprofit organization or club composed solely of members who served in the
6 armed forces of the United States in any war in which the United States has engaged
7 and:

8 (i) Has held a charter from a national veterans' organization for
9 a period of not less than 5 years prior to the time of making application for the license;

10 (ii) Has a bona fide membership of not less than 50 persons and
11 dues of not less than \$5 per year per person;

12 (iii) Operates solely for the use of its own members and their
13 guests when accompanied by such members; and

14 (iv) Meets in a clubhouse principally used for no other purpose.

15 (5) A license may be obtained by any lodge or chapter of any bona fide
16 nonprofit and nationwide fraternal organization composed of members duly elected
17 and initiated in accordance with the rites and customs of the fraternal organization
18 which:

19 (i) Has been in existence and operating in Dorchester County
20 for a period of not less than 5 years prior to the time of making application for the
21 license;

22 (ii) Has a bona fide membership of not less than 125 persons
23 and dues of not less than \$5 per annum per member;

24 (iii) Owns or operates a home or clubhouse principally for the
25 use of its members and their guests when accompanied by such members; and

26 (iv) Is not directly or indirectly owned or operated as a public
27 business.

28 (6) A license may be obtained by Sailwinds Park, Inc., a nonprofit
29 organization. The license may be obtained and renewed so long as no individual or
30 group of individuals derive any personal profits from the operation of the Park.

31 (7) Upon payment of the license fee, any organization specified by this
32 subsection may obtain a license from the County ~~Commissioners~~ COUNCIL.

33 (8) If the organization specified by this subsection is located within the
34 corporate limits of any city or town, the County [Commissioners] COUNCIL shall pay

1 the license fee to the mayor and city council of that city or town. Otherwise, they shall
2 pay the fee to the [treasurer] **FINANCE DEPARTMENT** of Dorchester County.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2012.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.