

## Chapter 134

(House Bill 691)

AN ACT concerning

### Montgomery County – Alcoholic Beverages – Special Art Gallery Beer and Wine License

MC 18-12

FOR the purpose of authorizing the Montgomery County Board of License Commissioners to issue a special art gallery beer and wine license to nonprofit and for-profit retail businesses that display and sell original artwork by an individual or a group of artists; prohibiting a certain type of business from being issued the license; specifying that a holder of the license may sell or serve beer and wine at retail for on-premises consumption when snacks are served during certain hours; specifying a license fee; prohibiting the license from being transferred from the location for which the license was originally issued to another location; and generally relating to a special art gallery license in Montgomery County.

BY adding to

Article 2B – Alcoholic Beverages  
Section 8-216.4  
Annotated Code of Maryland  
(2011 Replacement Volume)

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

#### Article 2B – Alcoholic Beverages

8-216.4.

(A) THIS SECTION APPLIES ONLY IN MONTGOMERY COUNTY.

(B) (1) THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE A SPECIAL ART GALLERY BEER AND WINE LICENSE TO A NONPROFIT OR FOR-PROFIT RETAIL BUSINESS ENGAGED IN THE DISPLAY AND SALE OF ORIGINAL ARTWORK BY AN INDIVIDUAL ARTIST OR A GROUP OF ARTISTS.

**(2) A BUSINESS THAT DISPLAYS AND SELLS COMMERCIALY PREPARED OR MASS-PRODUCED ARTISTIC PRODUCTS MAY NOT BE ISSUED THE LICENSE.**

**(C) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A HOLDER OF THE LICENSE MAY SELL OR SERVE BEER AND WINE AT RETAIL FOR CONSUMPTION ON THE PREMISES WHEN SNACKS ARE SERVED DURING NORMAL BUSINESS HOURS BUT NOT LATER THAN MIDNIGHT.**

**(D) THE ANNUAL LICENSE FEE IS \$100.**

**(E) THE LICENSE MAY NOT BE TRANSFERRED FROM THE LOCATION FOR WHICH THE LICENSE WAS ORIGINALLY ISSUED TO ANOTHER LOCATION.**

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

**Approved by the Governor, April 10, 2012.**