

SENATE BILL 765

A2

3lr2849
CF HB 587

By: **Senator Carter (By Request – Baltimore City Administration)**

Introduced and read first time: February 6, 2023

Assigned to: Finance

Committee Report: Favorable

Senate action: Adopted with floor amendments

Read second time: March 8, 2023

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City – 41st District – Alcoholic Beverages – ~~Class A-7 Beer, Wine, and~~**
3 **Liquor License Licenses**

4 FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to
5 exchange a Class B–D–7 beer, wine, and liquor license in a certain area for a Class
6 A–7 beer, wine, and liquor license under certain circumstances for a certain period
7 of time; altering a certain period of time during which a certain alcoholic beverages
8 license may be issued; and generally relating to alcoholic beverages for Baltimore
9 City.

10 BY repealing and reenacting, without amendments,
11 Article – Alcoholic Beverages
12 Section 12–102
13 Annotated Code of Maryland
14 (2016 Volume and 2022 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article – Alcoholic Beverages
17 Section 12–902.1 and 12–1001.4(a) and (d)
18 Annotated Code of Maryland
19 (2016 Volume and 2022 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

12–102.

This title applies only in Baltimore City.

12–902.1.

(a) This section does not apply in the 43rd legislative district.

(b) There is a Class A–7 beer, wine, and liquor license.

(c) The license authorizes the license holder to sell beer, wine, and liquor at retail at the place described in the license, for off–premises consumption.

(d) (1) Subject to [paragraph] **PARAGRAPHS (2) AND (3)** of this subsection, a license holder who holds a valid Class B–D–7 beer, wine, and liquor license issued on or before July 1, 2018, may apply to the Board to exchange the license for a Class A–7 license if the license holder first obtains approval by resolution of the Baltimore City Council.

(2) **NOTWITHSTANDING PARAGRAPH (3) OF THIS SUBSECTION, A LICENSE HOLDER WHO HOLDS A VALID CLASS B–D–7 BEER, WINE, AND LIQUOR LICENSE FOR PREMISES LOCATED ON THE ODD SIDE OF THE 4000 BLOCK OF FREDERICK AVENUE MAY APPLY TO THE BOARD TO EXCHANGE THE LICENSE FOR A CLASS A–7 LICENSE.**

(3) The Board may not issue a Class A–7 license on or after July 1, 2022.

(e) A holder of a Class A–7 license may sell beer, wine, and liquor on Monday through Sunday from 10 a.m. to midnight.

(f) The annual license fee is \$1,500.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Alcoholic Beverages

12–1001.4.

(a) In this section, “marketplace” means premises that:

(1) accommodate the public; and

(2) are made up of at least three food and beverage establishments, at least one of which is licensed to conduct off–premises sales, that opened to the public on or before

1 July 1, 2022, or are expected to open within [6] 24 months of issuance of the marketplace
2 license under this section.

3 (d) The license authorizes the license holder to sell beer, wine, and liquor from
4 one or more establishments within the marketplace by the drink or by the bottle for
5 on-premises **OR OFF-PREMISES** consumption.

6 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2023. ~~§~~ Section 1 of this Act shall remain effective for a period of 1 year and, at the
8 end of June 30, 2024, Section 1 of this Act, with no further action required by the General
9 Assembly, shall be abrogated and of no further force and effect. Section 2 of this Act shall
10 remain effective for a period of 2 years and, at the end of June 30, 2025, Section 2 of this
11 Act, with no further action required by the General Assembly, shall be abrogated and of no
12 further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.