SENATE BILL 809

A2 EMERGENCY BILL 8lr0542 CF HB 22

By: Senators Oaks and Robinson

Introduced and read first time: February 5, 2018

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 15, 2018

CHAPTER

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1	A N	$\mathbf{A}(\mathbf{C}^{\prime\prime}\mathbf{I}^{\prime\prime})$	concerning
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Baltimore City - Alcoholic Beverages - Hours of Sale - References to Park Heights Redevelopment Area

- FOR the purpose of creating an exception from hours of sale restrictions for certain alcoholic beverages licenses issued for establishments in a certain area in Baltimore City; altering the closing hour of sale for a certain license holder in a certain area of Baltimore City; repealing certain references to the "Park Heights Redevelopment Area"; making this Act an emergency measure; providing for the effective date of certain provisions of this Act; and generally relating to alcoholic beverages in Baltimore City.
- 11 BY repealing and reenacting, without amendments,
- 12 Article Alcoholic Beverages
- 13 Section 12–102
- 14 Annotated Code of Maryland
- 15 (2016 Volume and 2017 Supplement)
- 16 BY repealing and reenacting, with amendments,
- 17 Article Alcoholic Beverages
- 18 Section 12–2003, 12–2004, and 12–2005(c)
- 19 Annotated Code of Maryland
- 20 (2016 Volume and 2017 Supplement)
- 21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 22 That the Laws of Maryland read as follows:

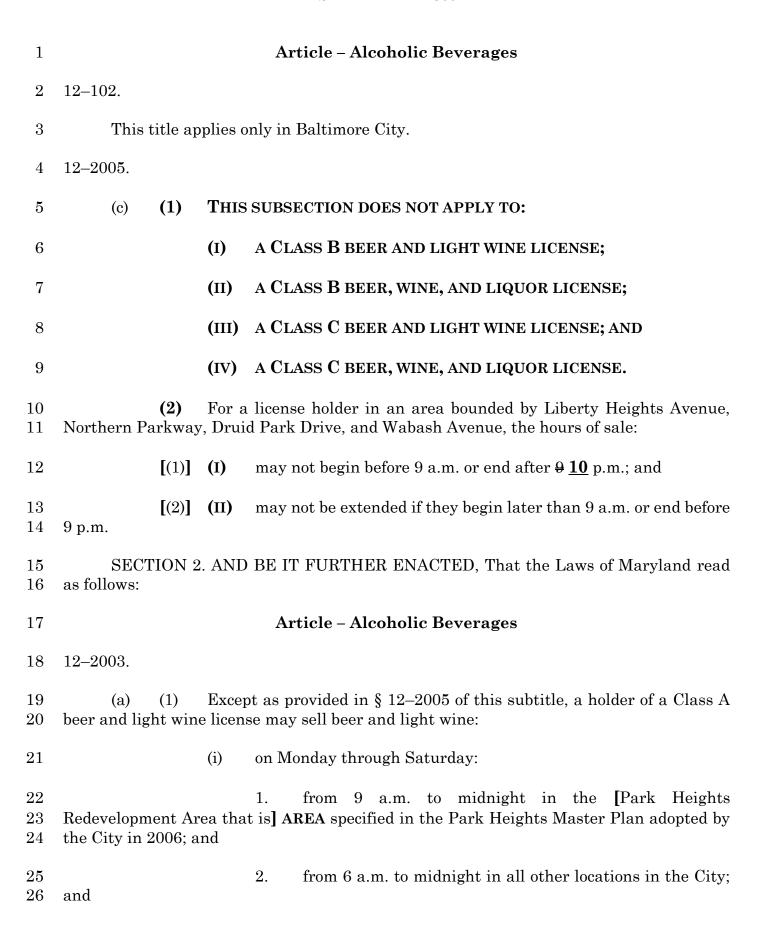
EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

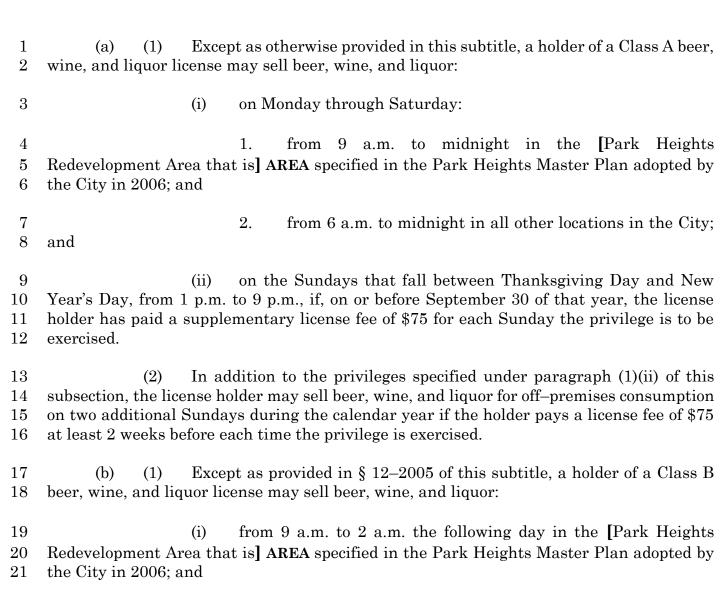
<u>Underlining</u> indicates amendments to bill.

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.





- 1 (ii) on the Sundays that fall between Thanksgiving Day and New Year's Day, from 1 p.m. to 9 p.m., if, on or before September 30 of that year, the license holder has paid a supplementary license fee of \$75 for each Sunday the privilege is to be exercised.
- 5 (2) In addition to the privileges specified under paragraph (1)(ii) of this subsection, the license holder may sell beer and light wine for off–premises consumption on two additional Sundays during the calendar year if the holder pays a license fee of \$75 at least 2 weeks before each time the privilege is exercised.
- 9 (b) (1) Except as provided in § 12–2005 of this subtitle, a holder of a Class B 10 beer and light wine license may sell beer and light wine:
- 11 (i) from 9 a.m. to 2 a.m. the following day in the [Park Heights 12 Redevelopment Area that is] AREA specified in the Park Heights Master Plan adopted by the City in 2006; and
- 14 (ii) from 6 a.m. to 2 a.m. the following day in all other locations in 15 the City.
- 16 (2) Except as provided in § 12–2005 of this subtitle and § 12–903(d) of this 17 title, the license holder may sell beer and light wine at a bar or counter on Sunday.
- 18 (c) (1) Except as otherwise provided in this subtitle, a holder of a Class C beer 19 and light wine license may sell beer and light wine:
- 20 (i) from 9 a.m. to 2 a.m. the following day in the [Park Heights 21 Redevelopment Area that is] AREA specified in the Park Heights Master Plan adopted by the City in 2006; and
- 23 (ii) from 6 a.m. to 2 a.m. the following day in all other locations in 24 the City.
- 25 (2) Except as provided in § 12–2005 of this subtitle, the license holder may 26 sell beer and light wine at a bar or counter on Sunday.
- 27 (d) Except as provided in § 12–2005 of this subtitle, a holder of a Class D beer and 28 light wine license may sell beer and light wine:
- 29 (1) from 9 a.m. to 1 a.m. the following day in the [Park Heights 30 Redevelopment Area that is] AREA specified in the Park Heights Master Plan adopted by the City in 2006; and
- 32 (2) from 6 a.m. to 1 a.m. the following day in all other locations in the City.
- 33 12–2004.



22 (ii) from 6 a.m. to 2 a.m. the following day in all other locations in

23 the City.

- 24 (2) In the 47th alcoholic beverages district in the City, the hours for sales of beer, wine, and liquor for off-premises consumption under a Class B beer, wine, and liquor license for use in a restaurant are as provided in § 12–903(d) of this title.
- 27 (3) Except as provided in § 12–2005 of this subtitle and § 12–903(d) of this 28 title, the license holder may sell beer, wine, and liquor at a bar or counter on Sunday.
- 29 (c) Except as provided in § 12–2005 of this subtitle, a holder of a Class B–D–7 30 beer, wine, and liquor license may sell beer, wine, and liquor:
- 31 (1) from 9 a.m. to 2 a.m. the following day in the [Park Heights 32 Redevelopment Area that is] **AREA** specified in the Park Heights Master Plan adopted by 33 the City in 2006; and

- (2) 1 from 6 a.m. to 2 a.m. the following day in all other locations in the City. 2 (d) (1) Except as otherwise provided in this subtitle, a holder of a Class C beer, 3 wine, and liquor license may sell beer, wine, and liquor: 4 from 9 a.m. to 2 a.m. the following day in the [Park Heights 5 Redevelopment Area that is AREA specified in the Park Heights Master Plan adopted by 6 the City in 2006; and 7 (ii) from 6 a.m. to 2 a.m. the following day in all other locations in 8 the City. 9 (2) Except as provided in § 12–2005 of this subtitle and § 12–903 of this 10 title, the license holder may sell beer, wine, and liquor at a bar or counter on Sunday. 11 A holder of a Class D beer, wine, and liquor amusement permit may sell all 12 alcoholic beverages at all hours except between 2 a.m. and 6 a.m. each day. 13 Except as provided in § 12–2005 of this subtitle, a holder of a Class D 14 beer, wine, and liquor license may sell beer, wine, and liquor on Monday through Saturday: 15 from 9 a.m. to 1 a.m. the following day in the Park Heights 16 Redevelopment Area that is AREA specified in the Park Heights Master Plan adopted by 17 the City in 2006; and 18 (ii) from 6 a.m. to 1 a.m. the following day in all other locations in 19 the City. 20 Except as provided in paragraph (3) of this subsection and § 12–2007(b) (2)21of this subtitle, the license holder may not exercise the privileges of the license without an 22amusement permit from 1 a.m. on Sunday to 6 a.m. the following day. 23The Board may issue a supplemental license not more than four (3)(i) 24times during a calendar year to the license holder authorizing the license holder to sell 25 beer, wine, and liquor from 6 a.m. on Sunday to 1 a.m. the following day. 26 The fee for the supplemental license is \$75 per issuance and is in (ii) 27 addition to the annual fee for the underlying Class D beer, wine, and liquor license.
- 30 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take 31 effect July 1, 2018.

2 weeks in advance of exercising the privileges under the supplemental license.

(iii)

A holder of a supplemental license shall notify the Board at least

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SECTION 4. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a yea and nay vote supported by three—fifths of all the members elected to each of the two Houses of the General Assembly, and, except as provided in Section 3 of this Act, shall take effect from the date it is enacted.

Approved:	
	Governor.
	President of the Senate.
	Speaker of the House of Delegates.