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**By: Delegate Edwards**

Introduced and read first time: January 27, 1997

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 17, 1997

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## CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Garrett County - Alcoholic Beverages**  
3 **(Sunday Sales Issuing Fee)**

4 FOR the purpose of ~~authorizing~~ requiring the Garrett County Board of License  
 5 Commissioners to charge a certain issuing fee when the Board issues a Sunday sales  
 6 license; ~~providing for a method to charge the fee under certain circumstances;~~  
 7 authorizing the Board to charge the issuance fees at a certain time for certain  
 8 licenses issued before the effective date of this Act; and generally relating to  
 9 alcoholic beverages in Garrett County.

10 BY repealing and reenacting, with amendments,  
 11 Article 2B - Alcoholic Beverages  
 12 Section 11-512  
 13 Annotated Code of Maryland  
 14 (1996 Replacement Volume)  
 15 (As enacted by Chapter\_\_\_\_ (S.B. 114) of the Acts of the General Assembly of 1997)

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

18 **Article 2B - Alcoholic Beverages**

19 11-512.

20 (a) This section applies only in Garrett County.

21 (b) (1) Notwithstanding any other provisions of this subtitle and except on  
 22 Sundays and New Year's Day, holders of any class of on- or off-sale licenses issued under  
 23 this article may sell the alcoholic beverages authorized under their respective license from  
 24 6 a.m. to 2 a.m. the following day, but may not sell alcoholic beverages between the hours

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1 of 2 a.m. and 6 a.m. on any day of the week or, unless authorized under subsection (c) of  
2 this section, at any time on Sunday after 2 a.m.

3 (2) The provisions of this subsection apply to a holder of a Class E  
4 steamboat license issued by the State Comptroller's Office for use on all State waters  
5 located within the County.

6 (3) However, this section is subject to the provisions of § 11-402(j) of this  
7 title regarding sales on New Year's Eve or New Year's Day regardless of the day of the  
8 week on which December 31 and January 1 fall.

9 (c) (1) The provisions of this subsection apply only in election districts 11 and  
10 15. In those election districts the voters have approved Sunday sales in the referendum  
11 authorized by law in November 1996.

12 (2) This subsection only applies to on-premises sales by holders of Class C  
13 service club licenses and, subject to paragraph (4) of this subsection, holders of Class B  
14 licenses.

15 (3) Sunday sales may begin, where permitted, at 1 p.m. and continue until  
16 10 p.m.

17 (4) (i) This paragraph does not apply to a holder of a Class C service club  
18 license.

19 (ii) Sunday sales may be made only when the consumer places an order  
20 for a meal simultaneously or prior to placing an order for an alcoholic beverage or the  
21 consumer is otherwise entitled to a meal on the premises as part of a prearranged event,  
22 such as a banquet, where the alcoholic beverage is served. Bar or counter sales may be  
23 made as long as the consumer complies with the requirement of this paragraph.

24 (5) In addition to the usual license fee, the holder of a license who wants to  
25 provide Sunday sales and who is otherwise eligible to provide Sunday sales under this  
26 subsection shall pay an additional \$250 for the privilege of Sunday sales.

27 (6) AT THE TIME THE LICENSE IS ISSUED, THE BOARD SHALL CHARGE A  
28 \$250 ISSUING FEE.

29 SECTION 2. AND BE IT FURTHER ENACTED, That if the Board of License  
30 Commissioners of Garrett County issues any Sunday sales licenses, as provided in §  
31 11-512 of Article 2B of the Annotated Code of Maryland, before the effective date of this  
32 Act, the Board may charge the issuing fee at the time the license is first renewed.

33 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
34 October 1, 1997.

