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By: **Allegany County Delegation**

Introduced and read first time: January 29, 1998

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 18, 1998

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Allegany County - Restaurants - Sunday Sale Permits**

3 FOR the purpose of eliminating the requirement that ~~a restaurant~~ certain license  
4 holders which are restaurants in Allegany County derive a certain ~~percent of its~~  
5 percentage of their gross monthly revenue from the sale of food to be eligible for  
6 a Sunday sale permit for alcoholic beverages.

7 BY repealing and reenacting, with amendments,  
8 Article 2B - Alcoholic Beverages  
9 Section 11-501  
10 Annotated Code of Maryland  
11 (1996 Replacement Volume and 1997 Supplement)

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

14 **Article 2B - Alcoholic Beverages**

15 11-501.

16 (a) In Allegany County, any person having a license under this article may not  
17 sell intoxicating beverages between the hours of 2 a.m. and 7:00 o'clock a.m. except as  
18 provided in subsection (b), it shall be unlawful after 2:00 a.m. Sunday to sell  
19 intoxicating beverages until 7:00 o'clock a.m. Monday. However, Sunday sales when  
20 New Year's Eve or New Year's Day falls on Sunday shall be governed by § 11-402(b)  
21 of this article.

1 (b) (1) In Allegany County, notwithstanding any other provisions of this  
2 subtitle, holders of Class B and Class D licenses which are restaurants as defined in  
3 paragraph (2) of this subsection, holders of Class B licenses which are issued for use  
4 in a restaurant or banquet room located within a hotel or motel as provided under §  
5 6-201(b) of this article, and holders of Class C licenses, may, if they pay an additional  
6 fee of \$250, sell alcoholic beverages for consumption on the premises only on Sunday  
7 between the hours of 1 p.m. and 2 a.m. Monday.

8 (2) Except as provided for under § 6-201(b) of this article, for purposes of  
9 this subsection, in Allegany County, "restaurant" means any establishment located in  
10 a permanent building with ample space and accommodations commonly known as a  
11 restaurant where meals are usually prepared, sold or served to the public during the  
12 hours it is regularly open for business [and deriving 60 percent of its gross monthly  
13 revenue from the sale of food].

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 1998.