
By: **Delegate Edwards**

Introduced and read first time: February 7, 2000

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 14, 2000

CHAPTER 138

1 AN ACT concerning

2 **Garrett County - Alcoholic Beverages - Resort Licenses**

3 FOR the purpose of authorizing the Board of License Commissioners of Garrett
4 County to issue a Class B-resort license; specifying certain requirements to be
5 met by the premises for which a resort license is sought; requiring that a
6 licensee of a resort license may exercise certain privileges; providing for certain
7 fees, days and hours of sale, and other qualifications of an applicant;
8 authorizing the Board to adopt certain regulations; requiring a holder of a resort
9 license who seeks to sell draft beer to obtain a special license; specifying certain
10 fees for the special license; making certain stylistic changes; and generally
11 relating to a resort license in Garrett County.

12 BY repealing and reenacting, without amendments,
13 Article 2B - Alcoholic Beverages
14 Section 6-201(m)(1)
15 Annotated Code of Maryland
16 (1998 Replacement Volume and 1999 Supplement)

17 BY adding to
18 Article 2B - Alcoholic Beverages
19 Section 6-201(m)(4)
20 Annotated Code of Maryland
21 (1998 Replacement Volume and 1999 Supplement)

22 BY repealing and reenacting, with amendments,
23 Article 2B - Alcoholic Beverages

1 Section 8-212
2 Annotated Code of Maryland
3 (1998 Replacement Volume and 1999 Supplement)

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

6 **Article 2B - Alcoholic Beverages**

7 6-201.

8 (m) (1) This subsection applies only in Garrett County.

9 (4) (I) IN THIS PARAGRAPH, "RESORT" MEANS A COMPLEX THAT HAS
10 TWO OR MORE FACILITIES THAT ARE:

11 1. LOCATED ON THE SAME CONTIGUOUS PROPERTY;

12 2. SEPARATED BY AT LEAST 150 FEET FROM THE MAIN AREA
13 OF THE LICENSED PREMISES; AND

14 3. DETERMINED BY THE BOARD OF LICENSE
15 COMMISSIONERS TO BE RECREATIONAL, HOTEL, MOTEL, OR RESTAURANT
16 FACILITIES.

17 (II) THE BOARD MAY ISSUE A CLASS B-RESORT LICENSE.

18 (III) A CLASS B-RESORT LICENSE AUTHORIZES THE LICENSEE TO
19 EXERCISE THE SAME PRIVILEGES AS A LICENSEE OF A REGULAR CLASS B (ON-SALE)
20 HOTELS AND RESTAURANTS BEER, WINE AND LIQUOR LICENSE.

21 (IV) THE ANNUAL LICENSE FEES ARE:

22 1. TWO FACILITIES, \$3,000; AND

23 2. EACH ADDITIONAL FACILITY, \$1,500.

24 (V) THE BOARD OF LICENSE COMMISSIONERS SHALL CHARGE AN
25 ISSUING FEE FOR NEW LICENSES IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE
26 FEE.

27 (VI) THE DAYS AND HOURS OF SALE UNDER A CLASS B-RESORT
28 LICENSE SHALL BE IN ACCORDANCE WITH § 11-512 OF THIS ARTICLE.

29 (VII) AN APPLICANT SHALL MEET ALL OTHER QUALIFICATIONS TO
30 HOLD A LICENSE WITHIN THE COUNTY.

31 (VIII) THE BOARD OF LICENSE COMMISSIONERS MAY ADOPT
32 REGULATIONS CONSISTENT WITH THIS PARAGRAPH.

1 8-212.

2 (a) THIS SECTION APPLIES ONLY IN GARRETT COUNTY.

3 (B) (1) [In Garrett County, to] TO sell draft beer, any establishment
4 regularly licensed to sell beer shall obtain a special license from the [Liquor Control]
5 Board OF LICENSE COMMISSIONERS [of Garrett County] and the fee for the license is
6 \$75. The issuing fee for new licenses, in addition to the annual fee, is \$75.

7 (2) (I) TO SELL DRAFT BEER, A LICENSEE WHO HOLDS A CLASS
8 B-RESORT LICENSE SHALL OBTAIN A SPECIAL LICENSE FROM THE BOARD OF
9 LICENSE COMMISSIONERS.

10 (II) THE ANNUAL LICENSE FEES ARE:

11 1. TWO FACILITIES, \$150; AND

12 2. EACH ADDITIONAL FACILITY, \$75.

13 (III) THE BOARD OF LICENSE COMMISSIONERS SHALL CHARGE AN
14 ISSUING FEE FOR NEW LICENSES IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE
15 FEE.

16 [(b)] (C) Any person violating the provisions of this section shall be deemed
17 guilty of a misdemeanor and upon conviction shall be subject to a fine of not more
18 than \$5,000 or to imprisonment for not more than 1 year or both.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 July 1, 2000.