

Chapter 244

(Senate Bill 371)

AN ACT concerning

Garrett County – Alcoholic Beverages – Sunday Sales

FOR the purpose of specifying that certain provisions of law concerning the Sunday sale of alcoholic beverages in Garrett County apply to a precinct of an election district in which the voters in a referendum authorized by law approve Sunday sales; specifying that certain provisions of law concerning Sunday sales apply to a holder of a Class D license operating an establishment that meets certain specifications; providing for certain fees; making technical and stylistic changes; and generally relating to alcoholic beverages sales in Garrett County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 11–512(a)
Annotated Code of Maryland
(2011 Replacement Volume and 2012 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 11–512(c)
Annotated Code of Maryland
(2011 Replacement Volume and 2012 Supplement)

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

Article 2B – Alcoholic Beverages

11–512.

(a) This section applies only in Garrett County.

(c) (1) The provisions of this subsection apply in:

(i) Election districts 11 and 15, in which the voters approved Sunday sales in the referendum authorized by law in November 1996; and

(ii) Any other election district **OR PRECINCT OF AN ELECTION DISTRICT** in which the voters in a referendum authorized by law approve Sunday sales as specified in this subsection.

(2) This subsection only applies to on-premises sales by [holders]:

(I) **A HOLDER** of A Class C service club [licenses] **LICENSE**; and

(II) [, subject] **SUBJECT** to paragraph (4) of this subsection[, holders] **A HOLDER** of A Class B [licenses] **LICENSE**, special 2-day Class C [licenses] **LICENSE**, special 6-day Class C [licenses and] **LICENSE**, **OR** special 12-day Class C [licenses] **LICENSE**; **OR**

(III) **A HOLDER OF A CLASS D LICENSE OPERATING AN ESTABLISHMENT THAT:**

1. **IS IN A PERMANENT BUILDING;**

2. **HAS A SEATING CAPACITY AT TABLES, NOT INCLUDING SEATS AT BARS OR COUNTERS, FOR AT LEAST 20 PERSONS;**

3. **IS EQUIPPED WITH A FULL-SERVICE COMMERCIAL KITCHEN CAPABLE OF PREPARING AND SERVING FULL-COURSE MEALS FOR AT LEAST 20 PERSONS AT ONE SEATING; AND**

4. **IS APPROVED BY THE COUNTY BOARD OF LICENSE COMMISSIONERS, DEPARTMENT OF PUBLIC UTILITIES, HEALTH DEPARTMENT, AND PLANNING AND LAND DEVELOPMENT OFFICE.**

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

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

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

(5) In addition to the usual license fee, the holder of a Class C service club license [or], Class B license, **OR CLASS D LICENSE** who wants to provide Sunday sales and who is otherwise eligible to provide Sunday sales under this subsection shall pay an additional \$250 for the privilege of Sunday sales.

(6) At the time the Class C service club license [or], Class B license, **OR CLASS D LICENSE** is issued, the Board shall charge a \$250 issuing fee.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2013.

Approved by the Governor, May 2, 2013.