

HOUSE BILL 1082

A2

(3lr0574)

ENROLLED BILL

— Economic Matters/Education, Health, and Environmental Affairs —

Introduced by **Prince George’s County Delegation**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o’clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Prince George’s County – Alcoholic Beverages – ~~Class B–CE and~~ Class A**
3 **Licenses and Class B–AE Licenses**

4 **PG 317–13**

5 FOR the purpose of increasing the number of ~~Class B–CE alcoholic beverages licenses~~
6 ~~for catering establishments and~~ Class B–AE (arts and entertainment) alcoholic
7 beverages licenses that may be issued in Prince George’s County; prohibiting
8 the Board of License Commissioners of Prince George’s County from issuing a
9 new Class A license or transferring an existing Class A license to a location
10 within a certain distance of a correctional facility; and generally relating to
11 alcoholic beverages licenses in Prince George’s County.

12 BY repealing and reenacting, without amendments,
13 Article 2B – Alcoholic Beverages

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

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

Italics indicate opposite chamber/conference committee amendments.



1 Section 6–201(r)(8) and (18) and 9–217(a)
 2 Annotated Code of Maryland
 3 (2011 Replacement Volume and 2012 Supplement)

4 BY repealing and reenacting, with amendments,
 5 Article 2B – Alcoholic Beverages
 6 Section 9–217(b)
 7 Annotated Code of Maryland
 8 (2011 Replacement Volume and 2012 Supplement)

9 BY adding to
 10 Article 2B – Alcoholic Beverages
 11 Section 9–217(e–1)
 12 Annotated Code of Maryland
 13 (2011 Replacement Volume and 2012 Supplement)

14 BY repealing and reenacting, without amendments,
 15 Article – Correctional Services
 16 Section 1–101(d)
 17 Annotated Code of Maryland
 18 (2008 Replacement Volume and 2012 Supplement)

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

21 **Article 2B – Alcoholic Beverages**

22 6–201.

23 (r) (8) (i) There is a Class BCE license.

24 (ii) The annual license fee is \$3,630.

25 (iii) The Board may issue a special Class B on–sale beer, wine
 26 and liquor license to be known as Class BCE which shall be issued only to catering
 27 establishments.

28 (iv) A catering establishment shall be defined by the regulations
 29 of the Board which shall require that:

30 1. The catering establishment have a minimum capital
 31 investment of \$500,000 for dining room facilities and kitchen equipment. This sum
 32 may not include the cost of land, buildings, or a lease; and

33 2. A minimum seating capacity of 150 persons.

1 (v) The Board shall prescribe regulations pertaining to the
2 hours and days of sale.

3 (vi) Food shall be served with alcoholic beverages.

4 (vii) A Class BCE license is limited and restricted to the purpose
5 of providing alcoholic beverages for consumption on the licensed premises by
6 participants of catered events only, and off-sale privileges may not be exercised.

7 (18) (i) There is a Class B-AE (arts and entertainment) beer, wine
8 and liquor license.

9 (ii) A Class B-AE license may be issued only to an
10 establishment in the Prince George’s County arts and entertainment district as
11 approved by the County Council in Council Resolution CR-83-2001.

12 (iii) The license authorizes the holder to sell beer, wine, and
13 liquor for consumption on the licensed premises only.

14 (iv) A person may not hold more than 2 Class B-AE licenses.

15 (v) The annual license fee is \$2,750.

16 (vi) The Board of License Commissioners shall adopt regulations
17 to carry out this paragraph, including regulations specifying hours and days of sale.
18 9-217.

19 (a) This section applies only in Prince George’s County.

20 (b) Subject to subsection (b-1) of this section, the number of licenses of each
21 class of alcoholic beverage licenses may not exceed the following maximum amounts:

22	(1) Beer license, Class A	19
23	(2) Beer license, Class B	23
24	(3) Beer license, Class C	3
25	(4) Beer license, Class D	76
26	(5) Beer and light wine license, Class A.....	26
27	(6) Beer and light wine license, Class B.....	45
28	(7) Beer and light wine license, Class B-GC	4

HOUSE BILL 1082

1	(8)	Beer and light wine license, Class B–Stadium	1
2	(9)	Beer and light wine license, Class C.....	8
3	(10)	Beer and light wine license, Class D	55
4	(11)	Beer, wine and liquor license, Class A.....	142
5	(12)	Beer, wine and liquor license, Class B.....	185
6	(13)	Beer, wine and liquor license, Class B–AE	[5] 10 <u>8</u>
7	(14)	Beer, wine and liquor license, Class BCE	18 <u>15</u>
8	(15)	Beer, wine and liquor license, Class B–CI.....	2
9	(16)	Reserved.	
10	(17)	Beer, wine and liquor license, Class B/ECF	1
11	(18)	Beer, wine and liquor license, Class B–ECF/DS	1
12	(19)	Beer, wine and liquor license, Class B–ECR.....	1
13	(20)	Beer, wine and liquor license, Class B–Stadium	1
14	(21)	Beer, wine and liquor license, Class C	
15	(i)	Under § 6–301(r)(2).....	30
16	(ii)	Under § 6–301(r)(3).....	25
17	(iii)	Under § 6–301(r)(4).....	4
18	(iv)	Under § 6–301(r)(5).....	12
19	(v)	Under § 6–301(r)(7).....	1

20 **(E-1) THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE A NEW**
21 **CLASS A LICENSE FOR OR TRANSFER AN EXISTING CLASS A LICENSE TO A**
22 **LOCATION WITHIN THREE-FOURTHS OF A MILE OF A CORRECTIONAL FACILITY,**
23 **AS DEFINED IN § 1-101 OF THE CORRECTIONAL SERVICES ARTICLE, IN UPPER**
24 **MARLBORO.**

1 1-101.

2 (d) “Correctional facility” means a facility that is operated for the purpose of
3 detaining or confining adults who are charged with or found guilty of a crime.

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

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.