

SB0307/364036/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 307
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “removing” in line 4 down through “County;” in line 5 and substitute “authorizing the Montgomery County Board of License Commissioners to issue a Class B beer, wine and liquor license to an operator of a restaurant or hotel; requiring, as a prerequisite for the initial issuance of a Class B beer, wine and liquor license, an operator of a restaurant or hotel to attest to a certain proportion of future food and alcoholic beverage sales based on gross receipts; requiring, as a prerequisite for each renewal of a Class B beer, wine and liquor license, an operator of a restaurant or hotel to attest to a certain proportion of food and alcoholic beverage sales based on gross receipts from sales during a certain period of time; repealing a prohibition on the serving or consumption of alcoholic beverages at any bar, counter without seats, or certain other areas of a restaurant or hotel for which a Class B beer, wine and liquor license is issued; repealing a certain limit on the number of seats in a cocktail area of a restaurant or hotel for which a Class B beer, wine and liquor license is issued; repealing a prohibition on the display of certain signs in connection with a restaurant or hotel for which a Class B beer, wine and liquor license is issued;”; strike beginning with “authorizing” in line 7 down through “receive” in line 11 and substitute “authorizing a person to hold a certain maximum number of Class B beer, wine and liquor licenses, with an exception allowing a licensee to obtain an additional license for a public hotel under certain conditions”; in line 13, after “circumstances;” insert “repealing certain definitions;”; in line 14, after “change;” insert “clarifying language;”; and in line 18, strike “8-216(a)(1)” and substitute “8-216(a)(1), (d)(1), (e), and (f)”.

AMENDMENT NO. 2

On page 2, in lines 10, 12, and 15, in each instance, strike the bracket; and in lines 10, 17, and 21, in each instance, after “owner” insert “**OR OPERATOR**”.

(Over)

On page 3, strike beginning with the comma in line 10 down through “facilities” in line 15; strike in their entirety lines 16 through 19, inclusive; in line 20, strike “(v)” and substitute “(IV)”; and in line 31, strike “subsection” and substitute “SUBSECTIONS (D), (E), AND”.

On pages 3 and 4, strike beginning with the colon in line 37 on page 3 down through “A” in line 2 on page 4 and substitute “A”.

On page 4, strike beginning with the colon in line 5 down through “A” in line 7 and substitute “A”.

On page 6, strike beginning with the colon in line 10 down through “A” in line 12 and substitute “A”; and strike in their entirety lines 14 through 16, inclusive, and substitute:

“(d) (1) The Montgomery County Board of License Commissioners may issue, renew, and transfer and otherwise provide for 8 classes of alcoholic beverages licenses in the City of Takoma Park as follows:

(i) Class B (on-sale) beer and light wine, hotel and restaurant licenses;

(ii) Class H (on-sale) beer and light wine, hotel and restaurant licenses;

(iii) Class B (on-sale) beer, wine and liquor, hotel and restaurant licenses;

(iv) Class H-TP (on-sale) beer license;

(v) Class D–TP (on– and off–sale) beer and light wine license;

(vi) Class A–TP (off–sale) beer, wine and liquor license;

(vii) Class C–TP (on–sale) beer, wine and liquor license; and

(viii) Beer and wine sampling or tasting (BWST) licenses issued under § 8–408.2 of this title.

(e) The Board of License Commissioners may issue, renew, and transfer and otherwise provide a maximum of 2 Class H (on–sale) beer and light wine, hotel and restaurant licenses for use in the town of Laytonsville provided that:

(1) No license may be issued to any restaurant in which pool tables, billiard tables, shuffleboards, dart boards, video games, pinball machines, or recreational devices are used; and

(2) Alcoholic beverages served by a licensee may only be consumed by patrons while patrons are seated.

(f) The Montgomery County Board of License Commissioners may issue, renew, and transfer and otherwise provide Class H (on–sale) beer and light wine, hotel, and restaurant licenses for use in Damascus (12th election district) provided that:

(1) A license may not be issued to any restaurant in which pool tables, billiard tables, shuffleboards, dart boards, video games, pinball machines, or recreational devices are used; and

(2) Alcoholic beverages served by a licensee may be consumed by a patron only while the patron is seated.”.

On page 7, strike in their entirety lines 5 through 13, inclusive; in line 14, strike “(d) (1)” and substitute “**(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, A PERSON MAY HOLD A MAXIMUM OF 10 LICENSES.**”

(2) (1)”;

in line 16, strike “(2)” and substitute “**(II)**”; in line 17, strike “(i)” and substitute “**1.**”; and in line 20, strike “(ii)” and substitute “**2.**”.