

SENATE BILL 46

A2

5lr0615

By: **Senators Brochin, Jennings, Klausmeier, and Zirkin**

Introduced and read first time: January 21, 2015

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

AN ACT concerning

Alcoholic Beverages – Baltimore County – License Fees

FOR the purpose of altering certain alcoholic beverages license fees in Baltimore County; and generally relating to alcoholic beverages license fees in Baltimore County.

BY repealing and reenacting, without amendments,

Article 2B – Alcoholic Beverages

Section 4–201(a)(2) and (b)(1), 5–101(a)(1), 5–201(a)(1), 5–301(a)(1), 5–401(a)(1), 6–101(a)(1), 6–201(a)(1) and (e)(1), 6–301(a)(1), 6–401(a)(1) and (e)(1), 7–101(b)(1)(i) and (d)(1)(i), 8–204(a) and (c), 8–204.1(a), 8–304(a), 8–404(a)(1), and 8–802(a)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 4–201(b)(8), 5–101(e), 5–201(e)(1), 5–301(e), 5–401(e)(1), 6–101(e), 6–201(e)(2), 6–301(e), 6–401(e)(2), 7–101(b)(4) and (d)(4)(i), 8–204(e), 8–204.1(e), 8–304(d), 8–404(a)(5), and 8–802(d)

Annotated Code of Maryland

(2011 Replacement Volume and 2014 Supplement)

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

Article 2B – Alcoholic Beverages

4–201.

(a) A Class A light wine license may be issued only in:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) Baltimore County;

(b) (1) Except as otherwise provided in this subsection, the annual fee for this license is \$50.

(8) In Baltimore County, the fee for this license is [~~\$100~~] **\$50**.

5-101.

(a) (1) A Class A beer and light wine license shall be issued by the license issuing authority of the county in which the place of business is located. The holder of the license may keep for sale and sell beer and light wines at retail, in any quantity to any consumers, at the place described in the license. The holder shall deliver the beer and light wines in a sealed package or container, which package or container may not be opened nor its contents consumed on the premises where sold.

(e) In Baltimore County the annual license fee is [~~\$250~~] **\$100**.

5-201.

(a) (1) A Class B beer and light wine license shall be issued by the license issuing authority of the county in which the place of business is located. The holder may keep for sale and sell beer and light wines at retail at any hotel or restaurant, at the place described in the license, for consumption on the premises or elsewhere.

(e) (1) In Baltimore County the annual license fee is [~~\$300~~] **\$150**.

5-301.

(a) (1) Except as provided in subsection (n) of this section, a Class C beer and light wine license shall be issued by the license issuing authority of the county in which the place of business is located. The holder of the license may keep for sale and sell beer and light wines at retail to bona fide members and their guests, at any club, at the place described in the license, for consumption on the premises only.

(e) In Baltimore County the annual license fee is [~~\$150~~] **\$35**.

5-401.

(a) (1) A Class D beer and light wine license shall be issued by the license issuing authority of the county in which the place of business is located. The license authorizes its holder to keep for sale and to sell beer and light wines at retail, at the place described in the license, for consumption on the premises or elsewhere. The license may not be issued for any drugstore.

(e) (1) In Baltimore County the annual license fee is [~~\$250~~] **\$100**.

6-101.

(a) (1) A Class A beer, wine and liquor license shall be issued by the license issuing authority of the county in which the place of business is located. The license authorizes the holder to keep for sale and to sell all alcoholic beverages at retail, in any quantity, at the place described in the license. The licensee shall deliver the alcoholic beverages in a sealed package or container and the package or container may not be opened nor its contents consumed on the premises where sold.

(e) In Baltimore County the annual license fee is [~~\$900~~] **\$600**.

6-201.

(a) (1) A Class B beer, wine and liquor license shall be issued by the license issuing authority of the county in which the place of business is located, and the license authorizes its holder to keep for sale and sell all alcoholic beverages at retail at any hotel or restaurant at the place described, for consumption on the premises or elsewhere, or as provided in this section.

(e) (1) This subsection applies only in Baltimore County.

(2) The annual fee for a license is [~~\$1,500~~] **\$1,000**.

6-301.

(a) (1) Except as provided in subsection (n) of this section, a Class C beer, wine and liquor license shall be issued by the license issuing authority of the county in which the place of business is located. It authorizes the holder to keep for sale and sell all alcoholic beverages at retail at any club, at the place described in the license, for consumption on the premises only.

(e) In Baltimore County the annual license fee is [~~\$1,000~~] **\$500**.

6-401.

(a) (1) A Class D beer, wine and liquor license shall be issued by the license issuing authority of the county in which the place of business is located. It authorizes the holder to keep for sale and sell all alcoholic beverages at retail at the place described in it, for consumption on the premises or elsewhere. A license may not be issued for any drugstore.

(e) (1) This subsection applies only in Baltimore County.

(2) The annual license fee is [~~\$1,500~~] **\$1,000**.

7-101.

(b) (1) (i) Subject to subsection (a) of this section, a special Class C beer license or a special Class C beer and wine license entitles the holder to exercise any of the privileges conferred by the respective classes of licenses for the use of any person holding any bona fide entertainment conducted by any club, society or association at the place described in the license, for a period not exceeding seven consecutive days from the effective date thereof.

(4) In Baltimore County the fee is ~~[\$30]~~ **\$10** per day, except that for any bona fide religious, fraternal, civic, war veterans', hospital or charitable organization, the fee is ~~[\$20]~~ **\$5**.

(d) (1) (i) A special Class C beer, wine and liquor license entitles the holder to exercise any of the privileges conferred by this class of license for the use of any person holding a bona fide entertainment conducted by a club, society, or association at the place described for a period not exceeding seven consecutive days, upon the payment of a fee of \$15 per day.

(4) (i) In Baltimore County:

1. The fee for this license is ~~[\$50]~~ **\$25** per day, except that for any bona fide religious, fraternal, civic, war veterans', hospital or charitable organization, the fee for this license is ~~[\$35]~~ **\$15**; and

2. The holder of a special 7-day Class C beer, wine and liquor license may purchase beer and light wine from a wholesale dealer.

8-204.

(a) This section applies only in Baltimore County.

(c) There is a 7-day Class BDR (deluxe restaurant) (on-sale) beer, wine and liquor license. This license may only be issued for the use of restaurants that:

(1) Meet the definition requirements of "restaurant" established under the regulations of the Board of License Commissioners;

(2) Have a minimum seating capacity of 150 persons for dining;

(3) Have a cocktail lounge or bar area seating capacity not exceeding 25 percent of the seating capacity for dining;

(4) Have parking facilities to accommodate a minimum of 75 vehicles; and

(5) Have a minimum capital investment of \$800,000 by the applicant exclusive of the cost of the land and buildings.

- (e) The annual license fee is [~~\$2,000~~] **\$1,000**.

8-204.1.

- (a) There is a special theater license.
- (e) The annual license fee is [~~\$2,000~~] **\$1,000**.

8-304.

- (a) The Baltimore County Board of License Commissioners may issue a special wine festival license.
- (d) The license fee is [~~\$60~~] **\$15**.

8-404.

- (a) (1) The Baltimore County Board of License Commissioners may issue a WS (wine sampling) permit to bona fide nonprofit organizations.
- (5) The permit fee is [~~\$30~~] **\$15** per day.

8-802.

- (a) The Baltimore County Board of License Commissioners may issue a special beer festival license.
- (d) The license fee is [~~\$50~~] **\$15**.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2015.