

HOUSE BILL 806

A2

6lr2943

By: **Delegate Impallaria**

Introduced and read first time: February 8, 2016

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Harford County – License and Permit Fees and Repealing**
3 **Obsolete Provisions**

4 FOR the purpose of repealing certain provisions relating to alcoholic beverages in Harford
5 County; altering the fees for certain alcoholic beverages licenses and permits in
6 Harford County; and generally relating to the regulation of alcoholic beverages in
7 Harford County.

8 BY repealing

9 Article – Alcoholic Beverages

10 Section 22–701 and 22–1304

11 Annotated Code of Maryland

12 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
13 Assembly of 2016)

14 BY repealing and reenacting, without amendments,

15 Article – Alcoholic Beverages

16 Section 22–801(a), 22–802(a), 22–803(a), 22–804(a), 22–805(a), 22–806(a),

17 22–807(a), 22–901(a), 22–902(a), 22–904(a), 22–905(a), 22–906(a), 22–907(a),

18 22–908(a), 22–909(a), 22–910(a), 22–1001(a), 22–1002(a), 22–1003(a),

19 22–1004(a), 22–1005(b), 22–1006(b), 22–1201(a), 22–1310(a), and 22–1311(a)

20 Annotated Code of Maryland

21 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
22 Assembly of 2016)

23 BY repealing and reenacting, with amendments,

24 Article – Alcoholic Beverages

25 Section 22–801(d), 22–802(e), 22–803(d), 22–804(d), 22–805(c), 22–806(c), 22–807(c),

26 22–901(e), 22–902(g), 22–904(g), 22–905(e), 22–906(e), 22–907(e), 22–908(e),

27 22–909(e), 22–910(g), 22–1001(i), 22–1002(e), 22–1003(e), 22–1004(e),

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 22–1005(k), 22–1006(g), 22–1201(e), 22–1301, 22–1309, 22–1310(d), and
 2 22–1311(e)
 3 Annotated Code of Maryland
 4 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
 5 Assembly of 2016)

6 BY adding to
 7 Article – Alcoholic Beverages
 8 Section 22–1312
 9 Annotated Code of Maryland
 10 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
 11 Assembly of 2016)

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

14 **Article – Alcoholic Beverages**

15 [22–701.

16 (a) There is a Class A wine license in the County.

17 (b) The license may be issued to a holder of a Class 3 winery license or a Class 4
 18 limited winery license.

19 (c) (1) The license authorizes the license holder to sell at retail at the place
 20 described in the license wine produced at the winery that contains not more than 23% of
 21 alcohol by volume.

22 (2) Wine shall be sold in a sealed package or container that may not be
 23 opened or its contents consumed on the licensed premises.

24 (d) The annual license fee is \$100.]

25 22–801.

26 (a) There is:

27 (1) a Class A beer and wine 6–day license; and

28 (2) a Class A beer and wine 7–day license.

29 (d) The annual license fees are:

30 (1) [~~\$625~~] **\$700** for a 6–day license; and

31 (2) [~~\$850~~] **\$950** for a 7–day license.

1 22-802.

2 (a) There is:

3 (1) a Class B-1 beer and wine 6-day license; and

4 (2) a Class B-1 beer and wine 7-day license.

5 (e) The annual license fees are:

6 (1) ~~[\$350]~~ **\$400** for a 6-day license; and

7 (2) ~~[\$500]~~ **\$550** for a 7-day license.

8 22-803.

9 (a) There is:

10 (1) a Class B-2 beer and wine 6-day license; and

11 (2) a Class B-2 beer and wine 7-day license.

12 (d) The annual license fees are:

13 (1) ~~[\$500]~~ **\$550** for a 6-day license; and

14 (2) ~~[\$700]~~ **\$800** for a 7-day license.

15 22-804.

16 (a) There is a Class B Cafe beer and wine license.

17 (d) The annual license fee is ~~[\$1,575]~~ **\$1,750**.

18 22-805.

19 (a) There is:

20 (1) a Class C-1 beer and wine 6-day license; and

21 (2) a Class C-1 beer and wine 7-day license.

22 (c) The annual license fees are:

23 (1) ~~[\$150]~~ **\$200** for a 6-day license; and

1 (2) [~~\$225~~] **\$250** for a 7-day license.

2 22-806.

3 (a) There is:

4 (1) a Class C-2 beer and wine 6-day license; and

5 (2) a Class C-2 beer and wine 7-day license.

6 (c) The annual license fees are:

7 (1) [~~\$350~~] **\$400** for a 6-day license; and

8 (2) [~~\$425~~] **\$500** for a 7-day license.

9 22-807.

10 (a) There is:

11 (1) a Class C-3 beer and wine 6-day license; and

12 (2) a Class C-3 beer and wine 7-day license.

13 (c) The annual license fees are:

14 (1) [~~\$450~~] **\$500** for a 6-day license; and

15 (2) [~~\$525~~] **\$600** for a 7-day license.

16 22-901.

17 (a) There is:

18 (1) a Class A-1 off-sale beer, wine, and liquor 7-day license; and

19 (2) a Class A-2 off-sale beer, wine, and liquor 6-day license.

20 (e) The annual license fees are:

21 (1) [~~\$1,470~~] **\$1,650** for a 7-day Class A-1 license; and

22 (2) [~~\$980~~] **\$1,100** for a 6-day Class A-2 license.

23 22-902.

- 1 (a) There is:
- 2 (1) a Class B beer, wine, and liquor 6-day license; and
- 3 (2) a Class B beer, wine, and liquor 7-day license.
- 4 (g) (1) The annual license fees for a 6-day license are:
- 5 (i) ~~[\$2,260]~~ **\$2,500** for a hotel; and
- 6 (ii) ~~[\$1,720]~~ **\$1,900** for a restaurant.
- 7 (2) The annual license fees for a 7-day license are:
- 8 (i) ~~[\$2,685]~~ **\$3,000** for a hotel; and
- 9 (ii) ~~[\$2,145]~~ **\$2,400** for a restaurant.
- 10 (3) The annual license fees for an option to sell liquor for off-premises
11 consumption are:
- 12 (i) \$350 for a 6-day restaurant; and
- 13 (ii) \$450 for a 7-day restaurant.
- 14 22-904.
- 15 (a) There is:
- 16 (1) a Class B-3 restaurant/hotel 6-day license; and
- 17 (2) a Class B-3 restaurant/hotel 7-day license.
- 18 (g) (1) The annual license fees for a 6-day license are:
- 19 (i) ~~[\$2,620]~~ **\$2,900** for a hotel; and
- 20 (ii) ~~[\$2,050]~~ **\$2,300** for a restaurant.
- 21 (2) The annual license fees for a 7-day license are:
- 22 (i) ~~[\$3,045]~~ **\$3,350** for a hotel; and
- 23 (ii) ~~[\$2,435]~~ **\$2,700** for a restaurant.

1 (3) The annual license fees for an option to sell liquor for off-premises
2 consumption are:

3 (i) \$350 for a 6-day restaurant; and

4 (ii) \$450 for a 7-day restaurant.

5 22-905.

6 (a) There is:

7 (1) a Class BFD (fine dining) beer, wine, and liquor 6-day license; and

8 (2) a Class BFD (fine dining) beer, wine, and liquor 7-day license.

9 (e) The annual license fees are:

10 (1) ~~[\$2,500]~~ **\$2,700** for a 6-day license; and

11 (2) ~~[\$2,900]~~ **\$3,200** for a 7-day license.

12 22-906.

13 (a) There is a Class BNR (newly opened restaurant) beer, wine, and liquor
14 license.

15 (e) (1) The annual license fee is ~~[\$3,000]~~ **\$3,300**.

16 (2) Additional fees for Class B licenses with off-sale liquor privileges are:

17 (i) \$350, for a 6-day license; and

18 (ii) \$450, for a 7-day license.

19 22-907.

20 (a) There is:

21 (1) a 6-day Class C-1 (organization or club) beer, wine, and liquor license;

22 and

23 (2) a 7-day Class C-1 (organization or club) beer, wine, and liquor license.

24 (e) (1) The annual fees for the 6-day license, depending on the size of the
25 membership of the war veterans' organization, are:

26 (i) ~~[\$350]~~ **\$400**, for a membership of 50 to 99;

1 (ii) ~~[\$600]~~ **\$700**, for a membership of 100 to 250;

2 (iii) ~~[\$850]~~ **\$950**, for a membership of 251 to 450; and

3 (iv) ~~[\$1,000]~~ **\$1,100**, for a membership of at least 451.

4 (2) The annual fees for the 7-day license, depending on the size of the
5 membership of the war veterans' organization, are:

6 (i) ~~[\$450]~~ **\$500**, for a membership of 50 to 99;

7 (ii) ~~[\$700]~~ **\$800**, for a membership of 100 to 250;

8 (iii) ~~[\$950]~~ **\$1,050**, for a membership of 251 to 450; and

9 (iv) ~~[\$1,100]~~ **\$1,250**, for a membership of at least 451.

10 22-908.

11 (a) There is:

12 (1) a 6-day Class C-2 (organization or club) beer, wine, and liquor license;
13 and

14 (2) a 7-day Class C-2 (organization or club) beer, wine, and liquor license.

15 (e) (1) The annual fees for the 6-day license, depending on the size of the
16 membership of the fraternal organization, are:

17 (i) ~~[\$800]~~ **\$900**, for a membership of 100 to 250;

18 (ii) ~~[\$1,050]~~ **\$1,200**, for a membership of 251 to 450; and

19 (iii) ~~[\$1,200]~~ **\$1,350**, for a membership of at least 451.

20 (2) The annual fees for the 7-day license, depending on the size of the
21 membership of the fraternal organization, are:

22 (i) ~~[\$900]~~ **\$1,000**, for a membership of 100 to 250;

23 (ii) ~~[\$1,150]~~ **\$1,300**, for a membership of 251 to 450; and

24 (iii) ~~[\$1,300]~~ **\$1,450**, for a membership of at least 451.

25 22-909.

1 (a) There is:

2 (1) a 6-day Class C-3 (country club, topiary garden, or yacht or boat club)
3 beer, wine, and liquor license; and

4 (2) a 7-day Class C-3 (country club, topiary garden, or yacht or boat club)
5 beer, wine, and liquor license.

6 (e) (1) The annual fee for the 6-day license is [~~\$1,300~~] **\$1,450**.

7 (2) The annual fee for the 7-day license is [~~\$1,400~~] **\$1,550**.

8 22-910.

9 (a) There is:

10 (1) a Class D beer, wine, and liquor (on-sale) 7-day license; and

11 (2) a Class D beer, wine, and liquor (on- and off-sale) 7-day license.

12 (g) The annual license fees are:

13 (1) [~~\$3,000~~] **\$3,300** for an on-sale license; and

14 (2) [~~\$4,000~~] **\$4,400** for an on- and off-sale license.

15 22-1001.

16 (a) There is a Class B-BB (bed and breakfast) beer, wine, and liquor license.

17 (i) The annual license fee is [~~\$1,000~~] **\$1,100**.

18 22-1002.

19 (a) There is a Class CCFA (continuing care facility for the aged) beer, wine, and
20 liquor license.

21 (e) The annual license fee is [~~\$5,000~~] **\$5,500**.

22 22-1003.

23 (a) There is a Class GC (golf course) beer, wine, and liquor license.

24 (e) The annual license fee is [~~\$3,500~~] **\$3,850**.

1 22-1004.

2 (a) There is a Class H-CC (corporate club/conference center) beer, wine, and
3 liquor license.

4 (e) The annual license fee is [~~\$3,000~~] **\$3,300**.

5 22-1005.

6 (b) There is a Class B (inn) beer, wine, and liquor license.

7 (k) The annual license fee is:

8 (1) [~~\$2,500~~] **\$2,750** for an inn that has at least 11 but not more than 24
9 rooms or suites; and

10 (2) [~~\$3,295~~] **\$3,650** for an inn that has at least 25 rooms or suites.

11 22-1006.

12 (b) There is a stadium beer, wine, and liquor license.

13 (g) The annual license fee is [~~\$10,000~~] **\$11,000**.

14 22-1201.

15 (a) There is a Class H caterer's beer, wine, and liquor license.

16 (e) The annual license fee is [~~\$1,500~~] **\$1,650**.

17 22-1301.

18 (a) The following sections of Title 4, Subtitle 12 ("Temporary Licenses") of
19 Division I of this article apply in the County without exception or variation:

20 (1) § 4-1202 ("Per diem licenses");

21 (2) § 4-1203 ("Class C per diem beer and Class C per diem beer and wine
22 licenses");

23 (3) § 4-1204 ("Class C per diem beer, wine, and liquor license");

24 (4) § 4-1206 ("License to dispose of stock");

25 (5) § 4-1207 ("Temporary move of licensed premises"); **AND**

1 (6) § 4–1208 (“Hours and days of sale”); and

2 (7) § 4–1209 (“Wine permit for fund–raising event”)].

3 (b) Section 4–1205 (“License fees”) of Division I of this article does not apply in
4 the County and is superseded by § 22–1309 of this subtitle.

5 (c) **SECTION 4–1209 (“WINE PERMIT FOR FUND–RAISING EVENT”) OF**
6 **DIVISION I OF THIS ARTICLE APPLIES IN THE COUNTY, SUBJECT TO § 22–1312 OF**
7 **THIS SUBTITLE.**

8 [22–1304.

9 (a) There is a wine festival (WF) license.

10 (b) The Board may issue the license to a holder of a retail license, Class 3 winery
11 license, or Class 4 limited winery license.

12 (c) The license authorizes the holder to display and sell wine that is produced and
13 processed in the State.

14 (d) A license holder shall display and sell wine:

15 (1) at retail for on– and off–premises consumption; and

16 (2) during the hours and days designated for the wine festival.

17 (e) The Board shall choose a location that is not already licensed.

18 (f) The license holder may hold another license of a different class or nature.

19 (g) The license fee is \$20.

20 (h) The Board shall adopt regulations to carry out this section.]

21 22–1309.

22 (a) The fee for a Class C per diem beer license or a Class C per diem beer and
23 wine license is [~~\$15~~] **\$50** per day.

24 (b) The fee for a Class C per diem beer, wine, and liquor license is [~~\$30~~] **\$50** per
25 day.

26 22–1310.

1 (a) (1) The Board may issue a Class C-3 multiple event (on-sale) beer, wine,
2 and liquor license.

3 (2) The license entitles a club to sell or provide beer, wine, and liquor for
4 on-premises consumption by:

5 (i) nonmembers of the club who have leased an area of the licensed
6 premises for entertainment, a conference, or a social event; and

7 (ii) guests who attend the event.

8 (3) This section does not prohibit a club from obtaining a Class C per diem
9 license.

10 (d) The annual license fees are:

11 (1) ~~[\$250]~~ **\$300** for not more than 10 events per year;

12 (2) ~~[\$400]~~ **\$450** for not more than 20 events per year;

13 (3) ~~[\$550]~~ **\$650** for not more than 30 events per year;

14 (4) ~~[\$700]~~ **\$800** for not more than 40 events per year; and

15 (5) ~~[\$850]~~ **\$950** for not more than 60 events per year.

16 22-1311.

17 (a) The Board may issue to a fire department a multiple event beer and wine
18 license.

19 (e) The annual license fees are:

20 (1) ~~[\$150]~~ **\$200** for not more than 10 events per year;

21 (2) ~~[\$300]~~ **\$350** for not more than 20 events per year;

22 (3) ~~[\$450]~~ **\$500** for not more than 30 events per year; and

23 (4) ~~[\$600]~~ **\$700** for not more than 40 events per year.

24 **22-1312.**

25 (A) **THIS SECTION APPLIES TO A WINE PERMIT FOR A FUND-RAISING EVENT**
26 **IN THE COUNTY.**

1 **(B) THE FEE FOR A WINE PERMIT FOR A FUND-RAISING EVENT IS \$50.**

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
3 1, 2016.