

HOUSE BILL 931

A1

6lr2435

By: **Delegates Carr, Kelly, Luedtke, Moon, Morales, S. Robinson, and Smith**

Introduced and read first time: February 10, 2016

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Warehouse Shopping Clubs – Beer or Wine Licenses**

3 FOR the purpose of authorizing a local licensing board to issue certain licenses for use in
4 conjunction with or on the premises of certain warehouse shopping clubs; prohibiting
5 a license holder from operating a gasoline service station or allowing a gasoline
6 service station to be operated on or adjacent to certain premises; establishing that a
7 license holder may sell beer or wine only by the case; and generally relating to the
8 issuance of beer or wine licenses to warehouse shopping clubs.

9 BY repealing and reenacting, with amendments,

10 Article – Alcoholic Beverages

11 Section 4–205

12 Annotated Code of Maryland

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

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

17 **Article – Alcoholic Beverages**

18 4–205.

19 (a) This section does not apply to:

20 (1) an establishment that already holds a Class A, Class B, or Class D beer
21 license, beer and wine license, or beer, wine, and liquor license; or

22 (2) a license holder that sells alcoholic beverages at discount prices.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) **[A] SUBJECT TO SUBSECTION (C) OF THIS SECTION,** A local licensing board
2 may not issue a Class A, Class B, or Class D beer license, beer and wine license, or beer,
3 wine, and liquor license for use in conjunction with or on the premises of:

- 4 (1) a chain store;
- 5 (2) a supermarket; or
- 6 (3) a discount house.

7 **(C) (1) A LOCAL LICENSING BOARD MAY ISSUE A CLASS A (OFF-SALE)**
8 **BEER LICENSE, WINE LICENSE, OR BEER AND WINE LICENSE FOR USE IN**
9 **CONJUNCTION WITH OR ON THE PREMISES OF A WAREHOUSE SHOPPING CLUB THAT:**

10 **(I) HAS A MINIMUM OF 120,000 SQUARE FEET OF RETAIL AND**
11 **STORAGE AREA;**

12 **(II) IS IN AN ENTERPRISE ZONE DESIGNATED UNDER § 5-704 OF**
13 **THE ECONOMIC DEVELOPMENT ARTICLE ON JULY 1, 2016; AND**

14 **(III) IS WITHIN 10 MILES OF THE STATE BORDER.**

15 **(2) A LICENSE HOLDER MAY NOT OPERATE A GASOLINE SERVICE**
16 **STATION OR ALLOW A GASOLINE SERVICE STATION TO BE OPERATED ON OR**
17 **ADJACENT TO THE LICENSED PREMISES.**

18 **(3) A LICENSE HOLDER MAY SELL BEER OR WINE ONLY BY THE CASE.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
20 1, 2016.