

HOUSE BILL 1310

A2

6lr0813

By: **Prince George's County Delegation**

Introduced and read first time: February 12, 2016

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Licenses, License Fees, and**
3 **Sunday Sales**

4 **PG 301–16**

5 FOR the purpose of increasing the annual license fees for certain alcoholic beverages
6 licenses in Prince George's County; repealing the special Sunday "on-sale" permit
7 attached to the Class B beer, wine, and liquor license; altering the maximum number
8 of certain licenses that may be issued in the County; altering the hour at which a
9 holder of a Class B beer, wine, and liquor license may begin to sell beer, wine, and
10 liquor; making certain technical changes; and generally relating to alcoholic
11 beverages in Prince George's County.

12 BY repealing and reenacting, without amendments,

13 Article – Alcoholic Beverages

14 Section 26–102, 26–601(a), 26–604(a), 26–801(a), 26–804(a), 26–902(a), 26–903(a),
15 26–1001(a), 26–1006(a), 26–1008(a), 26–1009(a), 26–1201(a), and 26–1616(a)

16 Annotated Code of Maryland

17 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

18 BY repealing and reenacting, with amendments,

19 Article – Alcoholic Beverages

20 Section 26–601(c), 26–604(c), 26–801(c), 26–804(d), 26–902(f), 26–903(g),
21 26–1001(d), 26–1006(i), 26–1008(g), 26–1009(g), 26–1201(d), 26–1601(a)(1),
22 26–1616(e), 26–2004(b)(1), and 26–2006(b)

23 Annotated Code of Maryland

24 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

25 BY repealing

26 Article – Alcoholic Beverages

27 Section 26–1105

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland
2 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

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

5 **Article – Alcoholic Beverages**

6 26–102.

7 This title applies only in Prince George’s County.

8 26–601.

9 (a) There is a Class A beer license.

10 (c) The annual license fee is [~~\$245~~] **\$500**.

11 26–604.

12 (a) There is a Class D beer license.

13 (c) The annual license fee is [~~\$365~~] **\$500**.

14 26–801.

15 (a) There is a Class A beer and light wine license.

16 (c) The annual license fee is [~~\$245~~] **\$500**.

17 26–804.

18 (a) There is a Class D beer and light wine license.

19 (d) The annual license fee is [~~\$365~~] **\$500**.

20 26–902.

21 (a) There is a Class B beer, wine, and liquor license.

22 (f) The annual license fee is [~~\$1,455~~] **\$2,305**.

23 26–903.

24 (a) There is a Class B–Plus beer, wine, and liquor license.

1 (g) The annual license fee is [~~\$2,420~~] **\$3,270**.

2 26–1001.

3 (a) There is a Class B–AE (arts and entertainment) beer, wine, and liquor license.

4 (d) The annual license fee is [~~\$2,750~~] **\$3,600**.

5 26–1006.

6 (a) There is a Class B–CI license.

7 (i) The annual license fee is [~~\$1,515~~] **\$2,365**.

8 26–1008.

9 (a) There is a Class B/ECF (educational conference facility) beer, wine, and liquor
10 license for the University College Center of Adult Education of the University of Maryland.

11 (g) The annual license fee is [~~\$4,325~~] **\$5,175**.

12 26–1009.

13 (a) There is a Class B–ECF/DS (Education Conference Facility/Dining Service)
14 beer, wine, and liquor license.

15 (g) The annual license fee is [~~\$7,425~~] **\$8,275**.

16 [26–1105.

17 (a) There is a Sunday on–sale permit.

18 (b) The Board may issue the permit to a holder of a Class B beer, wine, and liquor
19 license who meets the standards set out in §§ 26–902 and 26–903 of this title.

20 (c) The permit authorizes the permit holder on Sunday to sell beer, wine, and
21 liquor by the drink from the bar or a cocktail lounge for on–premises consumption.

22 (d) The hours of sale are from noon to 2 a.m. the following day.

23 (e) (1) Except as provided in paragraph (2) of this subsection, for the Board to
24 issue the permit, the average daily receipts from the sale of food shall be at least 40% of the
25 total daily receipts from the sale of “on–sale” food and alcoholic beverages at the applicant’s
26 licensed premises for at least 6 months before the application is submitted.

1 (2) The Board may immediately issue the permit for a newly licensed
2 establishment if:

3 (i) the Board determines that the applicant meets the specifications
4 of §§ 26–902 and 26–903 of this title for the preparation, serving, and sale of food; and

5 (ii) the license holder complies with this section.

6 (3) An applicant for the permit shall provide the Board with the evidence
7 that the Board requires indicating the qualifications of the applicant.

8 (f) A permit holder shall provide the Board, at regular intervals that the Board
9 establishes, a statement indicating in detail the ratio of food sales to the sales of alcoholic
10 beverages.

11 (g) If the average daily receipts from the sale of food fail for 3 successive months
12 to at least equal 40% of the total daily receipts from the sale of food and alcoholic beverages,
13 the Board shall revoke the permit.

14 (h) The annual permit fee is \$850.]

15 26–1201.

16 (a) There is a Class BCE (on–sale) beer, wine, and liquor license.

17 (d) The annual license fee is [~~\$3,630~~] **\$4,480**.

18 26–1601.

19 (a) (1) Except as otherwise provided in this title, the number of licenses in a
20 class issued by the Board may not exceed:

21 (i) Class A beer, [~~19~~] **15**;

22 (ii) Class B beer, 23;

23 (iii) Class C beer, 3;

24 (iv) Class D beer, [~~76~~] **43**;

25 (v) Class A beer and light wine, [~~26~~] **19**;

26 (vi) Class B beer and light wine, 45;

27 (vii) Class B–GC beer and light wine, 4;

- 1 (viii) Class B–Stadium beer and light wine, 1;
- 2 (ix) Class C beer and light wine, 8;
- 3 (x) Class D beer and light wine, **[55] 135**;
- 4 (xi) Class A beer, wine, and liquor, 143;
- 5 (xii) Class B beer, wine, and liquor, 185;
- 6 (xiii) Class B–AE beer, wine, and liquor, **[8] 15**;
- 7 (xiv) Class BCE beer, wine, and liquor, 8;
- 8 (xv) Class B–CI beer, wine, and liquor, 2;
- 9 (xvi) Class B–DD beer, wine, and liquor:
- 10 1. under § 26–1614(a)(1) of this subtitle, 4;
- 11 2. under § 26–1614(a)(2) of this subtitle, 4;
- 12 3. under § 26–1614(a)(3) of this subtitle, 6; and
- 13 4. subject to paragraph (3) of this subsection, under §
- 14 26–1614(a)(4) of this subtitle, 6;
- 15 (xvii) Class B/ECF beer, wine, and liquor, 1;
- 16 (xviii) Class B–ECF/DS beer, wine, and liquor, 1;
- 17 (xix) Class B–ECR beer, wine, and liquor, 1;
- 18 (xx) Class B–Stadium beer, wine, and liquor, 1; and
- 19 (xxi) Class C beer, wine, and liquor:
- 20 1. under § 26–1002 of this title, 30;
- 21 2. under § 26–1005 of this title, 25;
- 22 3. under § 26–1011 of this title, 12;
- 23 4. under § 26–1017 of this title, 1; and
- 24 5. under § 26–1019 of this title, 4.

1 26-1616.

2 (a) There is a Class BLX license.

3 (e) The annual license fee is [~~\$3,025~~] **\$3,875**.

4 26-2004.

5 (b) (1) Subject to paragraph (3) of this subsection, a holder of a Class B beer,
6 wine, and liquor license may sell beer, wine, and liquor:

7 (i) except as provided in § 26-2005 of this subtitle, for on-premises
8 consumption, on Monday through Saturday, from 6 a.m. to 2 a.m. the following day;

9 (ii) [if issued a Sunday on-sale permit under § 26-1105 of this title,
10 from [noon] **8 A.M.** on Sunday to 2 a.m. the following day; and

11 (iii) for off-premises consumption, on Monday through Saturday,
12 from 6 a.m. to midnight.

13 26-2006.

14 (b) [(1) Subject to paragraph (2) of this subsection, a holder of a Class B
15 restaurant license with or without a Sunday permit that allows the holder to sell liquor by
16 the glass for on-premises consumption may sell beer, wine, and liquor on Sunday from 8
17 a.m. to 2 a.m. the following day if the Sunday is December 24 or December 31.

18 (2)] A holder of a Class B restaurant license that allows the sale of alcoholic
19 beverages for off-premises consumption may not sell alcoholic beverages for off-premises
20 consumption Monday through Sunday from midnight to 8 a.m.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2016.