

# SENATE BILL 687

A2

6lr3100  
CF HB 706

---

By: **Senator Middleton**

Introduced and read first time: February 5, 2016

Assigned to: Education, Health, and Environmental Affairs

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Charles County – Alcoholic Beverages – Entertainment Concessionaire and**  
3 **Entertainment Facility Licenses**

4 FOR the purpose of authorizing the Board of License Commissioners for Charles County to  
5 issue a certain entertainment concessionaire license to certain persons for certain  
6 purposes in conjunction with an entertainment facility; authorizing the Board to  
7 issue a certain entertainment facility license to a person that owns an entertainment  
8 facility in which video lottery terminals and table games are offered to the public;  
9 providing that an applicant for an entertainment facility license need not meet  
10 certain requirements; specifying the scope of the licenses; providing that beer, wine,  
11 and liquor sold under either license may be taken and consumed anywhere in the  
12 licensed premises; specifying that the licenses authorize the playing of music and  
13 dancing; specifying for the licenses the annual fee and payment date; providing for  
14 the application to certain persons of certain penalties and sanctions for violations  
15 occurring on certain premises; defining certain terms; and generally relating to  
16 alcoholic beverages and entertainment facilities in Charles County.

17 BY repealing and reenacting, without amendments,

18 Article – Alcoholic Beverages

19 Section 18–102

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 adding to

24 Article – Alcoholic Beverages

25 Section 18–1002.1 and 18–1002.2

26 Annotated Code of Maryland

27 (As enacted by Chapter \_\_\_\_ (S.B. \_\_\_\_)(6lr1406) of the Acts of the General  
28 Assembly of 2016)

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Alcoholic Beverages**

4 18–102.

5 This title applies only in Charles County.

6 **18–1002.1.**

7 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
8 **INDICATED.**

9 **(2) “CONCESSIONAIRE” MEANS A LESSEE, A SUBLESSEE, OR ANY**  
10 **OTHER OPERATOR OF AN ESTABLISHMENT THAT:**

11 **(I) ENGAGES IN THE DAILY SALE OF BEER, WINE, AND LIQUOR**  
12 **ON ITS PREMISES FOR CONSUMPTION ANYWHERE IN AN ENTERTAINMENT FACILITY;**  
13 **AND**

14 **(II) IS OPERATED AS A CONCESSION ADJACENT TO BUT**  
15 **INDEPENDENT OF THE ENTERTAINMENT FACILITY.**

16 **(3) “ENTERTAINMENT FACILITY” MEANS A FACILITY THAT HOLDS A**  
17 **LICENSE UNDER TITLE 9, SUBTITLE 1A OF THE STATE GOVERNMENT ARTICLE.**

18 **(B) THERE IS AN ENTERTAINMENT CONCESSIONAIRE LICENSE.**

19 **(C) THE BOARD MAY ISSUE THE LICENSE TO A CONCESSIONAIRE**  
20 **OPERATING IN CONJUNCTION WITH AN ENTERTAINMENT FACILITY.**

21 **(D) (1) THE LICENSE AUTHORIZES:**

22 **(I) THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR ON**  
23 **THE PREMISES OF THE CONCESSIONAIRE FOR CONSUMPTION IN ANY PART OF THE**  
24 **LICENSED PREMISES; AND**

25 **(II) THE PLAYING OF MUSIC AND DANCING ON THE LICENSED**  
26 **PREMISES.**

27 **(2) BEER, WINE, AND LIQUOR PURCHASED UNDER THE LICENSE MAY**  
28 **BE TAKEN INTO AND CONSUMED ANYWHERE IN ANY PART OF THE LICENSED**  
29 **PREMISES.**

1           **(E) THE HOURS FOR THE SALE AND CONSUMPTION OF ALCOHOLIC**  
2 **BEVERAGES UNDER THE LICENSE ARE THE SAME AS THE HOURS OF OPERATION FOR**  
3 **A VIDEO LOTTERY FACILITY ESTABLISHED UNDER § 9-1A-23 OF THE STATE**  
4 **GOVERNMENT ARTICLE.**

5           **(F) (1) THE ANNUAL FEE FOR THE LICENSE IS \$5,000.**

6           **(2) THE FEE SHALL BE PAID ON OR BEFORE MAY 1 OF EACH YEAR TO**  
7 **THE BOARD.**

8           **(G) ANY PENALTY OR OTHER SANCTION THAT IS IMPOSED FOR A VIOLATION**  
9 **OF A REGULATION OF THE BOARD ON THE LICENSED PREMISES OF THE HOLDER OF**  
10 **AN ENTERTAINMENT CONCESSIONAIRE LICENSE SHALL APPLY TO THE HOLDER OF**  
11 **A CONCESSIONAIRE'S LICENSE WHO THE BOARD DETERMINES TO BE RESPONSIBLE**  
12 **FOR THE VIOLATION.**

13 **18-1002.2.**

14           **(A) "ENTERTAINMENT FACILITY" MEANS A FACILITY THAT HOLDS A**  
15 **LICENSE UNDER TITLE 9, SUBTITLE 1A OF THE STATE GOVERNMENT ARTICLE.**

16           **(B) THERE IS AN ENTERTAINMENT FACILITY LICENSE.**

17           **(C) (1) THE BOARD MAY ISSUE THE LICENSE FOR THE USE OF AN**  
18 **ENTERTAINMENT FACILITY THAT CONTAINS ONE OR MORE FOOD SERVICE**  
19 **FACILITIES, BARS, OR LOUNGES THAT ARE PART OF THE OPERATION OF THE**  
20 **ENTERTAINMENT FACILITY.**

21           **(2) (I) THE LICENSE SHALL BE ISSUED TO AN INDIVIDUAL OR**  
22 **ENTITY THAT OWNS AN ENTERTAINMENT FACILITY AND HOLDS A LICENSE UNDER**  
23 **TITLE 9, SUBTITLE 1A OF THE STATE GOVERNMENT ARTICLE.**

24                           **(II) AN APPLICANT FOR THE LICENSE NEED NOT MEET ANY**  
25 **LOCATION, VOTING, OR RESIDENCY REQUIREMENTS.**

26           **(D) (1) THE LICENSE AUTHORIZES:**

27                           **(I) THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR IN**  
28 **ANY LOCATION OF THE ENTERTAINMENT FACILITY THAT IS NOT COVERED BY AN**  
29 **ENTERTAINMENT CONCESSIONAIRE LICENSE FOR CONSUMPTION ANYWHERE ON**  
30 **THE LICENSED PREMISES; AND**

1                                   **(II) THE PLAYING OF MUSIC AND DANCING ON THE LICENSED**  
2 **PREMISES.**

3                                   **(2) BEER, WINE, AND LIQUOR PURCHASED UNDER THE LICENSE MAY**  
4 **BE TAKEN AND CONSUMED ANYWHERE ON THE LICENSED PREMISES.**

5                                   **(E) THE HOURS FOR THE SALE AND CONSUMPTION OF ALCOHOLIC**  
6 **BEVERAGES UNDER THE LICENSE ARE THE SAME AS THE HOURS OF OPERATION FOR**  
7 **A VIDEO LOTTERY FACILITY ESTABLISHED UNDER § 9-1A-23 OF THE STATE**  
8 **GOVERNMENT ARTICLE.**

9                                   **(G) (1) THE ANNUAL FEE FOR THE LICENSE IS \$15,000.**

10                                   **(2) THE FEE SHALL BE PAID ON OR BEFORE MAY 1 OF EACH YEAR TO**  
11 **THE BOARD.**

12                                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
13 1, 2016.