

Chapter 430

(Senate Bill 1039)

AN ACT concerning

Washington County – Alcoholic Beverages – Hotel and Motel Licenses

FOR the purpose of altering the privileges of Class B beer, wine, and liquor hotel and restaurant licenses issued in Washington County so that the privileges may be exercised for on- and off-premises consumption for certain licenses and for on-premises consumption only for all other licenses; requiring the license holder to notify the Board before constructing or altering an area on the premises where beer, wine, and liquor are sold; making certain conforming changes; and generally relating to alcoholic beverages licenses in Washington County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 31-102
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 31-903
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

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

Article – Alcoholic Beverages

31-102.

This title applies only in Washington County.

31-903.

(a) There is a Class B beer, wine, and liquor [(on-sale)] hotel and restaurant license.

(b) The Board may issue the license to the owner of a hotel or motel that:

(1) is in a building at least three stories tall that was originally constructed for hotel or motel purposes;

- (2) has a capital investment of at least \$500,000; and
 - (3) contains:
 - (i) at least one passenger elevator;
 - (ii) at least 100 rooms to accommodate the public;
 - (iii) a lobby with a registration and mail desk and seating facilities;
- and
- (iv) a ballroom, conference room, or banquet room.

(c) The license authorizes the license holder to sell beer, wine, and liquor at a hotel or restaurant at retail at the place described in the license[, for on-premises consumption]:

- (1) through room service or otherwise to registered guests; or
- (2) by the glass, bottle, or can to individuals attending an event in a ballroom, conference room, or banquet room.

(D) THE PRIVILEGES OF THE LICENSE MAY BE EXERCISED:

~~(1) IF THE LICENSE WAS ISSUED ON OR BEFORE JUNE 30, 2016, AND HAD AN OFF-SALE PRIVILEGE, FOR ON- AND OFF-PREMISES CONSUMPTION; AND, IF:~~

(I) THE LICENSE WAS ISSUED ON OR BEFORE JUNE 30, 2016, WITH AN OFF-SALE PRIVILEGE; AND

(II) THE LICENSE HOLDER HAS OPERATED A RETAIL STORE ON THE LICENSED PREMISES SINCE AT LEAST JUNE 30, 2016; AND

~~(2) FOR ALL OTHER LICENSES, FOR ON-PREMISES CONSUMPTION ONLY, FOR ALL OTHER LICENSES.~~

(E) THE LICENSE HOLDER SHALL NOTIFY THE BOARD BEFORE CONSTRUCTING OR ALTERING AN AREA ON THE PREMISES WHERE BEER, WINE, AND LIQUOR ARE SOLD.

[(d)] ~~(E)~~ **(F)** Except as provided in regulations adopted by the Board under subsection [(f)] ~~(G)~~ **(H)** of this section, the license holder may sell beer, wine, and liquor during the hours and days as set out for a Class B beer, wine, and liquor (on-sale) license under § 31-2004(c) of this title.

~~[(e)]~~ ~~(F)~~ (G) (1) The annual license fee is \$1,000.

(2) The fee for a Sunday permit is \$250.

~~[(f)]~~ ~~(G)~~ (H) The Board may adopt regulations to carry out this section, including regulations that:

(1) provide for the manner of dispensing beer, wine, and liquor under the license;

(2) provide for the hours and days of sale; and

(3) limit the quantity of alcoholic beverages that may be sold to an individual as a single serving or during a 24-hour period.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017.

Approved by the Governor, May 4, 2017.