

Department of Legislative Services
Maryland General Assembly
2017 Session

FISCAL AND POLICY NOTE
Third Reader - Revised

Senate Bill 995

(Senator Rosapepe)

Education, Health, and Environmental Affairs

Economic Matters

Prince George's County - Alcoholic Beverages - Class BLX License - Movie
Theaters

This bill authorizes the Prince George's County Board of License Commissioners to issue a Class BLX beer, wine, and liquor movie theater license for use in a movie theater with average daily receipts from the sale of food, excluding candy and popcorn, that exceed the average daily receipts from the sale of alcoholic beverages. The bill specifies that the hours of sale for a Class BLX movie theater license are different from those of a Class BLX *restaurant* license and establishes a minimum investment requirement for a theater in a specified location. The Class BLX movie theater license authorizes the sale of beer, wine, and liquor for on-premises consumption from noon to 12:30 a.m. the following day, and a license holder may only serve customers who have proof of admission to the theater.

The bill takes effect July 1, 2017.

Fiscal Summary

State Effect: None.

Local Effect: Prince George's County revenues increase by \$4,600 in FY 2018 and by \$3,900 annually beginning in FY 2019 from application and renewal fees. Prince George's County can handle any enforcement activity with existing resources.

Small Business Effect: Minimal.

Analysis

Bill Summary: An applicant for a BLX movie theater license must submit documentation to the board verifying that the owner or operator of the movie theater has invested a minimum of \$2 million in renovations or remodeling if the movie theater is located within an area bounded by (1) Breezewood Drive, Edmonston Road, Greenbelt Road, and Cherrywood Lane or (2) the Capital Beltway, Livingston Road, and Oxon Hill Road.

Current Law: The board is authorized to issue a Class BLX license for use in a luxury restaurant that (1) has a minimum capital investment of \$1 million for a dining room facility and kitchen equipment, not including the cost of land, building, or lease and (2) seating for at least 100 individuals. The license authorizes the sale of beer, wine, and liquor for on-premises consumption from 6 a.m. to 2 a.m. the following day. A license holder may not sell alcoholic beverages for on-premises consumption from 2 a.m. to 6 a.m., unless it holds a specified entertainment license, or at a bar or counter on Sunday from 6 a.m. to 2 a.m. the following day, unless the Sunday is December 24 or December 31. Except under specified circumstances, a license holder may not hold more than 10 Class BLX licenses. The annual license fee is \$3,875.

Local Fiscal Effect: Prince George's County advises that the bill applies to one establishment. Accordingly, anticipated licensing fee revenue under the bill will total \$4,575 in fiscal 2018 and \$3,875 annually thereafter. This estimate is based on a one-time \$700 application fee and an annual \$3,875 licensing fee.

Additional Information

Prior Introductions: None.

Cross File: Although HB 1266 (Prince George's County Delegation - Economic Matters) is designated as a cross file, it is not identical.

Information Source(s): Prince George's County; Maryland-National Capital Park and Planning Commission; Department of Legislative Services

Fiscal Note History: First Reader - February 23, 2017
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