

# HOUSE BILL 289

A2

9lr1713  
CF SB 273

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By: **Frederick County Delegation**

Introduced and read first time: January 28, 2019

Assigned to: Economic Matters

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Committee Report: Favorable

House action: Adopted

Read second time: March 12, 2019

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Cinema/Theater License**

3 FOR the purpose of creating a cinema/theater license in Frederick County; authorizing the  
4 Board of License Commissioners to issue the license for use in a for–profit cinema or  
5 theater that has one or more screening rooms or performance halls; authorizing the  
6 license holder to sell beer, wine, and liquor for on–premises consumption under  
7 certain circumstances; requiring a license holder to sell certain food; authorizing a  
8 customer to consume beer, wine, or liquor anywhere on the licensed premises;  
9 prohibiting an individual serving beer, wine, or liquor from mixing the contents of  
10 one bottle with the contents of another bottle; requiring the individual to dispose of  
11 or destroy all empty bottles and cans; requiring a license holder to obtain a certain  
12 crowd control training certificate and have a certain certified crowd control manager  
13 present at the licensed premises at certain times; requiring the license holder to have  
14 a certain individual who has received certification from a certain alcohol awareness  
15 program to be present at the licensed premises under certain circumstances;  
16 specifying a license fee; repealing a provision of law concerning Class B–DH  
17 (drafthouse) licenses for theaters; and generally relating to alcoholic beverages  
18 licenses in Frederick County.

19 BY repealing  
20 Article – Alcoholic Beverages  
21 Section 20–1008  
22 Annotated Code of Maryland  
23 (2016 Volume and 2018 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 BY repealing and reenacting, without amendments,  
2 Article – Alcoholic Beverages  
3 Section 20–102  
4 Annotated Code of Maryland  
5 (2016 Volume and 2018 Supplement)

6 BY adding to  
7 Article – Alcoholic Beverages  
8 Section 20–1003.1  
9 Annotated Code of Maryland  
10 (2016 Volume and 2018 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
12 That Section(s) 20–1008 of Article – Alcoholic Beverages of the Annotated Code of Maryland  
13 be repealed.

14 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
15 as follows:

16 **Article – Alcoholic Beverages**

17 20–102.

18 This title applies only in Frederick County.

19 **20–1003.1.**

20 **(A) THERE IS A CLASS CT (CINEMA/THEATER) (ON–SALE) BEER, WINE, AND**  
21 **LIQUOR LICENSE.**

22 **(B) THE BOARD MAY ISSUE THE LICENSE FOR USE IN A FOR–PROFIT CINEMA**  
23 **OR THEATER THAT HAS ONE OR MORE SCREENING ROOMS OR PERFORMANCE HALLS.**

24 **(C) (1) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER,**  
25 **WINE, AND LIQUOR FOR ON–PREMISES CONSUMPTION BY THE CAN, BOTTLE, OR**  
26 **DRINK:**

27 **(I) IN A DESIGNATED AREA OF THE LOBBY, FOR 45 MINUTES**  
28 **BEFORE A MOVIE STARTS OR A THEATER PERFORMANCE STARTS; AND**

29 **(II) TO AN INDIVIDUAL WHO HAS A TICKET TO A MOVIE OR A**  
30 **THEATER PERFORMANCE AND PROPER IDENTIFICATION.**

31 **(2) A LICENSE HOLDER SHALL OFFER FOR SALE FOOD OTHER THAN**  
32 **CANDY AND POPCORN.**

1 (D) A CUSTOMER MAY CONSUME BEER, WINE, OR LIQUOR ANYWHERE ON  
2 THE LICENSED PREMISES.

3 (E) A LICENSE HOLDER MAY EXERCISE THE PRIVILEGES OF THE LICENSE  
4 MONDAY THROUGH SUNDAY.

5 (F) AN INDIVIDUAL SERVING BEER, WINE, OR LIQUOR:

6 (1) MAY NOT MIX THE CONTENTS OF ONE BOTTLE WITH THE  
7 CONTENTS OF ANOTHER BOTTLE; AND

8 (2) SHALL REMOVE OR DESTROY ALL EMPTY BOTTLES AND CANS.

9 (G) (1) A LICENSE HOLDER SHALL:

10 (I) OBTAIN A CROWD CONTROL TRAINING CERTIFICATE FROM  
11 A PROGRAM THAT IS CERTIFIED BY THE STATE; AND

12 (II) WHILE SELLING BEER, WINE, AND LIQUOR, HAVE ONE  
13 CERTIFIED CROWD CONTROL MANAGER ON THE LICENSED PREMISES FOR EVERY  
14 250 INDIVIDUALS PRESENT.

15 (2) NOTWITHSTANDING § 20-1903(A) OF THIS TITLE, A LICENSE  
16 HOLDER SHALL REQUIRE ONE INDIVIDUAL WHO HAS COMPLETED A CERTIFIED  
17 ALCOHOL AWARENESS PROGRAM TO BE ON THE LICENSED PREMISES AT ALL TIMES  
18 WHEN ALCOHOL IS BEING SERVED.

19 (H) THE ANNUAL LICENSE FEE IS \$1,500.

20 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
21 1, 2019.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.