

SENATE BILL 273

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9lr1726
CF HB 289

By: **Senators Young and Hough**

Introduced and read first time: January 28, 2019

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

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 (drafhouse) 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)

24 BY repealing and reenacting, without amendments,

25 Article – Alcoholic Beverages
26 Section 20–102
27 Annotated Code of Maryland
28 (2016 Volume and 2018 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BY adding to
2 Article – Alcoholic Beverages
3 Section 20–1003.1
4 Annotated Code of Maryland
5 (2016 Volume and 2018 Supplement)

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8 be repealed.

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

11 **Article – Alcoholic Beverages**

12 20–102.

13 This title applies only in Frederick County.

14 **20–1003.1.**

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

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

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

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

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

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

28 **(D) A CUSTOMER MAY CONSUME BEER, WINE, OR LIQUOR ANYWHERE ON**
29 **THE LICENSED PREMISES.**

30 **(E) A LICENSE HOLDER MAY EXERCISE THE PRIVILEGES OF THE LICENSE**
31 **MONDAY THROUGH SUNDAY.**

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

2 **(1) MAY NOT MIX THE CONTENTS OF ONE BOTTLE WITH THE**
3 **CONTENTS OF ANOTHER BOTTLE; AND**

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

5 **(G) (1) A LICENSE HOLDER SHALL:**

6 **(I) OBTAIN A CROWD CONTROL TRAINING CERTIFICATE FROM**
7 **A PROGRAM THAT IS CERTIFIED BY THE STATE; AND**

8 **(II) WHILE SELLING BEER, WINE, AND LIQUOR, HAVE ONE**
9 **CERTIFIED CROWD CONTROL MANAGER ON THE LICENSED PREMISES FOR EVERY**
10 **250 INDIVIDUALS PRESENT.**

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

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

16 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2019.