

HOUSE BILL 297

A2

01r0993

By: **Montgomery County Delegation**

Introduced and read first time: January 20, 2020

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages Licenses – Catering Extension**

3 **MC 27–20**

4 FOR the purpose of authorizing the Board of License Commissioners for Montgomery
5 County to issue a catering extension to a holder of a Class D beer, wine, and liquor
6 license; providing that a catering extension authorizes a holder of a Class D beer,
7 wine, and liquor license to provide alcoholic beverages at an event that is held off the
8 premises under certain circumstances and only during certain times and days;
9 providing that the holder of a Class D beer, wine, and liquor license is not required
10 to obtain a catering extension under certain circumstances; and generally relating to
11 the sale of alcoholic beverages in Montgomery County.

12 BY repealing and reenacting, without amendments,
13 Article – Alcoholic Beverages
14 Section 25–102 and 25–906
15 Annotated Code of Maryland
16 (2016 Volume and 2019 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Alcoholic Beverages
19 Section 25–1202
20 Annotated Code of Maryland
21 (2016 Volume and 2019 Supplement)

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

24 **Article – Alcoholic Beverages**

25 25–102.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 This title applies only in Montgomery County.

2 25-906.

3 (a) There is a Class D beer, wine, and liquor license.

4 (b) The Board may issue the license to an owner of an establishment if:

5 (1) before the issuance of the license, the owner attests in a sworn
6 statement that food will be available for sale for on-premises consumption during the hours
7 that alcoholic beverages are permitted to be served; and

8 (2) before each renewal of the license, the owner attests in a sworn
9 statement that food will be available for sale for on-premises consumption during the hours
10 that alcoholic beverages are permitted to be served.

11 (c) The license authorizes the license holder to sell beer, wine, and liquor for
12 on-premises consumption.

13 (d) The Board shall adopt regulations that specify the type of food that is required
14 to be available for sale for on-premises consumption during the hours that alcoholic
15 beverages are permitted to be served.

16 (e) The annual license fee is \$3,000.

17 25-1202.

18 (a) There is a catering extension.

19 (b) The Board may grant a catering extension to the holder of:

20 (1) a Class B restaurant or hotel (on-sale) beer, wine, and liquor license;

21 (2) a Class BD-BWL license; [and]

22 (3) a Class B-K beer, wine, and liquor license; **AND**

23 **(4) A CLASS D BEER, WINE, AND LIQUOR LICENSE.**

24 (c) The catering extension authorizes a holder to:

25 (1) provide alcoholic beverages at an event that is held off the premises for
26 which:

27 **(I)** the holder's Class B restaurant or hotel (on-sale) beer, wine, and

1 liquor license is issued; **OR**

2 **(II) THE HOLDER’S CLASS D BEER, WINE, AND LIQUOR LICENSE**
3 **IS ISSUED;** and

4 (2) exercise the privileges of the catering extension only during the hours
5 and on the days authorized for:

6 (i) a Class B restaurant or hotel (on-sale) beer, wine, and liquor
7 license;

8 (ii) a Class BD-BWL license; [or]

9 (iii) a Class B-K beer, wine, and liquor license; **OR**

10 **(IV) A CLASS D BEER, WINE, AND LIQUOR LICENSE.**

11 (d) The holder of a catering extension shall provide food for consumption at the
12 catered event.

13 (e) This section does not require a holder of the following licenses to obtain a
14 catering extension for catering on the premises for which the license is issued:

15 (1) a Class B restaurant or hotel (on-sale) beer, wine, and liquor license;

16 (2) a Class BD-BWL license; [and]

17 (3) a Class B-K beer, wine, and liquor license; **AND**

18 **(4) A CLASS D BEER, WINE, AND LIQUOR LICENSE.**

19 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act shall take effect July
20 1, 2020.