

# SENATE BILL 37

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(PRE-FILED)

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CF HB 430

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By: **Senators Beidle, Simonaire, Reilly, and Elfreth**

Requested: August 12, 2019

Introduced and read first time: January 8, 2020

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 6, 2020

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

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Class B and Class H Licenses –**  
3 **Renewals**

4 FOR the purpose of requiring a license holder, before each renewal of a Class B or Class H  
5 alcoholic beverages license in Anne Arundel County, to attest in a sworn statement  
6 that the gross receipts from food sales for a certain period of time immediately  
7 preceding the application for renewal were equal to at least a certain percentage of  
8 the gross receipts from the sale of food and alcoholic beverages sold for on-premises  
9 consumption; and generally relating to the renewal of Class B and Class H alcoholic  
10 beverages licenses in Anne Arundel County.

11 BY repealing and reenacting, without amendments,  
12 Article – Alcoholic Beverages  
13 Section 11-102  
14 Annotated Code of Maryland  
15 (2016 Volume and 2019 Supplement)

16 BY repealing and reenacting, with amendments,  
17 Article – Alcoholic Beverages  
18 Section 11-802, 11-805, 11-902, and 11-905  
19 Annotated Code of Maryland  
20 (2016 Volume and 2019 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 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
2 That the Laws of Maryland read as follows:

3 **Article – Alcoholic Beverages**

4 11–102.

5 This title applies only in Anne Arundel County.

6 11–802.

7 (a) There is a Class B beer and light wine license.

8 (b) The license authorizes the license holder to sell beer and light wine at a hotel  
9 or restaurant, at retail, at the place described in the license, for on– and off–premises  
10 consumption.

11 (c) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL**  
12 **ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR**  
13 **THE 12–MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR**  
14 **RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE**  
15 **OF FOOD AND ALCOHOLIC BEVERAGES SOLD FOR ON–PREMISES CONSUMPTION.**

16 (D) The annual license fee is \$480.

17 11–805.

18 (a) There is a Class H beer and light wine license.

19 (b) The license authorizes the license holder to sell beer and light wine at a hotel  
20 or restaurant, at retail, at the place described in the license, for on–premises consumption.

21 (c) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL**  
22 **ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR**  
23 **THE 12–MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR**  
24 **RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE**  
25 **OF FOOD AND ALCOHOLIC BEVERAGES.**

26 (D) The annual license fee is \$360.

27 11–902.

28 (a) There is a Class B beer, wine, and liquor license.

29 (b) The Board may issue the license for use by a restaurant that:

1 (1) has ample space and accommodations for regularly preparing, selling,  
2 and serving hot meals to the public at least twice daily;

3 (2) is equipped with a public dining room with sufficient tables, chairs,  
4 cutlery, and glassware to serve the meals prepared in the restaurant;

5 (3) is equipped with a kitchen that has complete facilities and utensils for  
6 preparing and serving hot and cold meals to the public; and

7 (4) employs a sufficient number of cooks and wait staff to serve the number  
8 of customers accommodated in the dining room.

9 (c) The license authorizes the license holder to sell beer, wine, and liquor at retail  
10 at the place described in the license, for on- or off-premises consumption.

11 (d) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL**  
12 **ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR**  
13 **THE 12-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR**  
14 **RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE**  
15 **OF FOOD AND ALCOHOLIC BEVERAGES SOLD FOR ON-PREMISES CONSUMPTION.**

16 (E) The annual fee for the license is \$1,080.

17 11-905.

18 (a) There is a Class H beer, wine, and liquor license.

19 (b) The license authorizes the license holder to sell beer, wine, and liquor at retail  
20 at the place described in the license, for on-premises consumption.

21 (c) The license holder may sell beer, wine, and liquor during the hours and days  
22 as set out under § 11-2004(e) of this title.

23 (d) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL**  
24 **ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR**  
25 **THE 12-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR**  
26 **RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE**  
27 **OF FOOD AND ALCOHOLIC BEVERAGES.**

28 (E) The annual license fee is \$960.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
30 1, 2020.