

Chapter 156

(House Bill 297)

AN ACT concerning

Montgomery County – Alcoholic Beverages Licenses – Catering Extension

MC 27–20

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

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

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

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

Article – Alcoholic Beverages

25–102.

This title applies only in Montgomery County.

25–906.

- (a) There is a Class D beer, wine, and liquor license.
- (b) The Board may issue the license to an owner of an establishment if:
 - (1) before the issuance of the license, the owner attests in a sworn

statement that food will be available for sale for on-premises consumption during the hours that alcoholic beverages are permitted to be served; and

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

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

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

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

25-1202.

(a) There is a catering extension.

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

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

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

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

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

(c) The catering extension authorizes a holder to:

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

(I) the holder's Class B restaurant or hotel (on-sale) beer, wine, and liquor license is issued; **OR**

(II) THE HOLDER'S CLASS D BEER, WINE, AND LIQUOR LICENSE IS ISSUED; and

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

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

license;

- (ii) a Class BD–BWL license; [or]
- (iii) a Class B–K beer, wine, and liquor license; **OR**
- (IV) A CLASS D BEER, WINE, AND LIQUOR LICENSE.**

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

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

- (1) a Class B restaurant or hotel (on–sale) beer, wine, and liquor license;
- (2) a Class BD–BWL license; [and]
- (3) a Class B–K beer, wine, and liquor license; **AND**
- (4) A CLASS D BEER, WINE, AND LIQUOR LICENSE.**

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

Enacted under Article II, § 17(c) of the Maryland Constitution, May 8, 2020.