

Department of Legislative Services  
Maryland General Assembly  
2020 Session

FISCAL AND POLICY NOTE  
Third Reader - Revised

House Bill 714

(Anne Arundel County Delegation)

Economic Matters

Education, Health, and Environmental Affairs

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Anne Arundel County - Alcoholic Beverages - Gift Basket Permit

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This bill establishes a gift basket permit in Anne Arundel County. The bill authorizes the Anne Arundel County Board of License Commissioners to issue the permit to a person (1) whose primary business is the sale and delivery of flowers; (2) whose business includes the sale and delivery of gift baskets of flowers, food, or other items; and (3) does not hold another alcoholic beverages license or permit. The board is prohibited from issuing a permit for use in conjunction with or on the premises of a chain store, supermarket, or discount house. A permit holder may sell and deliver, to consumers of a legal drinking age located in the county, gift baskets containing specified volumes of beer, wine, or liquor products, purchased from a retail license holder. The permit holder must maintain records and submit reports required by the board. The annual permit fee is \$100. **The bill takes effect July 1, 2020.**

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Fiscal Summary

**State Effect:** None.

**Local Effect:** Anne Arundel County revenues increase from additional permit fees, as discussed below. Anne Arundel County can monitor additional permits with existing resources.

**Small Business Effect:** Minimal.

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Analysis

**Bill Summary:** The permit holder or an employee of the permit holder must (1) deliver the gift basket containing alcoholic beverages and (2) require the person receiving a

delivery of a gift basket containing alcoholic beverages to display proof that the person is at least 21 years old. The bill excludes the gift basket permit from the restriction on licenses being issued within 1,000 feet from the entry of a place of worship or school.

The bill prohibits a permit holder's annual sales from alcoholic beverages from exceeding 10% of the holder's annual gross sales. The board must adopt regulations for gift basket permits.

**Local Fiscal Effect:** Anne Arundel County revenues increase by \$100 annually for each gift basket permit issued the bill. As the number of individuals that will seek to obtain a permit, as a result of the bill, is unknown, any corresponding revenue increase cannot be reliably estimated. For illustrative purposes only, if 100 individuals apply for a gift basket permit, Anne Arundel County revenues increase by \$10,000 annually. Any increase in inspections and enforcement activity can likely be absorbed with existing county resources.

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### Additional Information

**Prior Introductions:** None.

**Designated Cross File:** SB 525 (Senator Beidle, *et al.*) - Education, Health, and Environmental Affairs.

**Information Source(s):** Anne Arundel County; Comptroller's Office; Department of Legislative Services

**Fiscal Note History:** First Reader - February 14, 2020  
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