

Chapter 767

(Senate Bill 415)

AN ACT concerning

Garrett County Alcoholic Beverages Act of 2022

FOR the purpose of establishing a barbershop and beauty salon beer and wine license in Garrett County; authorizing the Board of License Commissioners for Garrett County to issue the license to a holder of a certain barbershop or beauty salon permit; altering the maximum number of beer, wine, and beer and wine festival licenses that may be issued in Garrett County and the maximum number of days the festivals may be conducted; and generally relating to alcoholic beverages in Garrett County.

BY renumbering

Article – Alcoholic Beverages
Section 21–1001.1 and 21–1001.2, respectively
to be Section 21–1001.2 and 21–1001.3, respectively
Annotated Code of Maryland
(2016 Volume and 2021 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 21–102, 21–1304(f), 21–1304.2(h), and 21–1305(g)
Annotated Code of Maryland
(2016 Volume and 2021 Supplement)

BY adding to

Article – Alcoholic Beverages
Section 21–1001.1
Annotated Code of Maryland
(2016 Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages
Section 21–1304(a) and (e), 21–1304.2(b) and (c)(2), and 21–1305(a) and (f)
Annotated Code of Maryland
(2016 Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 21–1001.1 and 21–1001.2, respectively, of Article – Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s) 21–1001.2 and 21–1001.3, respectively.

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

Article – Alcoholic Beverages

21-102.

This title applies only in Garrett County.

21-1001.1.

(A) THERE IS A BARBERSHOP AND BEAUTY SALON BEER AND WINE LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE TO A HOLDER OF:

(1) A BARBERSHOP PERMIT ISSUED UNDER § 4-501 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE; OR

(2) A BEAUTY SALON PERMIT ISSUED UNDER § 5-501 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE.

(C) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO PROVIDE NOT MORE THAN TWO 12-OUNCE OFFERINGS OF BEER OR TWO ~~5-OUNCE~~ 6-OUNCE OFFERINGS OF WINE BY THE GLASS FOR ON-PREMISES CONSUMPTION BY A CUSTOMER WHILE THE CUSTOMER:

(1) IS PROVIDED A BARBERING SERVICE UNDER § 4-101(L) OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

(2) IS PROVIDED A COSMETOLOGY SERVICE UNDER § 5-101(N) OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE; OR

(3) IS ATTENDING A FUND-RAISING EVENT AT THE BARBERSHOP OR BEAUTY SALON.

(D) THE LICENSE HOLDER:

(1) MAY PROVIDE BEER AND WINE DURING NORMAL BUSINESS HOURS BUT NOT LATER THAN 9 P.M.; AND

(2) MAY PROVIDE BEER AND WINE ON A SUNDAY IN ANY ELECTION DISTRICT OR PRECINCT OF AN ELECTION DISTRICT IN WHICH THE VOTERS IN A REFERENDUM AUTHORIZED BY LAW APPROVED SUNDAY SALES.

(E) AN ESTABLISHMENT FOR WHICH THE LICENSE IS ISSUED IS SUBJECT TO THE ALCOHOL AWARENESS TRAINING REQUIREMENTS UNDER § 4-505 OF THIS ARTICLE.

(F) ~~(1) THE FEE FOR THE ISSUANCE OF A NEW LICENSE UNDER THIS SECTION, WHICH SHALL BE PAID TO THE BOARD BEFORE THE LICENSE IS ISSUED, IS \$200.~~

~~(2)~~ THE ANNUAL LICENSE FEE IS \$200.

(G) THE BOARD SHALL CHARGE A ONE-TIME ISSUING FEE FOR A NEW LICENSE IN AN AMOUNT EQUAL TO THE ANNUAL LICENSE FEE.

21-1304.

(a) (1) There is a beer festival license.

(2) The Board may issue not more than [two] **FOUR** beer festival licenses each year.

(e) The Board shall choose:

(1) a fixed period of time for the festival of up to [2] **3** consecutive days, excluding Sunday; and

(2) a location that is not already licensed.

(f) Notwithstanding subsection (e)(1) of this section, a holder of a beer festival license issued for a location at which Sunday sales are allowed under § 21-2002(e) of this title may make Sunday sales beginning at 10 a.m.

21-1304.2.

(b) (1) There is a Garrett County Beer and Wine Festival.

(2) Under the supervision of the Board, the festival organization may conduct the Festival annually [on the second Saturday of September] **FOR A FIXED PERIOD OF TIME OF UP TO 3 CONSECUTIVE DAYS.**

(c) (2) The Board may issue [one] **NOT MORE THAN FOUR** beer and wine festival [license] **LICENSES** each year.

(h) (1) The Board shall choose a location for the festival that is not already licensed.

(2) If the location chosen allows for Sunday sales, Sunday sales may begin at 10 a.m.

21-1305.

(a) (1) There is a wine festival license.

(2) The Board may issue [one] **NOT MORE THAN FOUR** wine festival [license] **LICENSES** each year.

(f) (1) Subject to paragraph (3) of this subsection, each year the Board shall choose [1 or 2 days] **UP TO 3 CONSECUTIVE DAYS** for the wine festival.

(2) The Board shall choose a location that is not already licensed.

(3) A day chosen for the wine festival may not:

(i) be a Sunday; or

(ii) fall on the same weekend as the Maryland Wine Festival in Carroll County.

(g) Notwithstanding subsection (f)(3)(i) of this section, a holder of a wine festival license issued for use in a location where Sunday sales are allowed may make Sunday sales beginning at 10 a.m.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2022.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 29, 2022.