

HOUSE BILL 1089

A2

(4lr3116)

ENROLLED BILL

— Economic Matters/Finance —

Introduced by **Delegate Clippinger (By Request – Baltimore City Administration)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – ~~Class B Beer, Wine, and Liquor License~~**
3 **~~Downtown Management District~~ *Class B Beer, Wine, and Liquor Licenses***

4 FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to
5 issue a Class B beer, wine, and liquor license in a certain ~~Downtown Management~~
6 ~~District~~ *area*; establishing the requirements for a holder of the license; and generally
7 relating to alcoholic beverages licenses in Baltimore City.

8 BY repealing and reenacting, without amendments,
9 Article – Alcoholic Beverages and Cannabis
10 Section 12–102
11 Annotated Code of Maryland
12 (2016 Volume and 2023 Supplement)

13 BY adding to

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.

Italics indicate opposite chamber/conference committee amendments.



1 Article – Alcoholic Beverages and Cannabis
 2 Section 12–1606
 3 Annotated Code of Maryland
 4 (2016 Volume and 2023 Supplement)

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

7 **Article – Alcoholic Beverages and Cannabis**

8 12–102.

9 This title applies only in Baltimore City.

10 **12–1606.**

11 ~~(A) IN THIS SECTION, “DOWNTOWN MANAGEMENT DISTRICT” HAS THE~~
 12 ~~MEANING STATED IN § 7-504.2(A) OF THE TAX-PROPERTY ARTICLE.~~

13 ~~(B)~~ NOTWITHSTANDING ANY OTHER PROVISION OF LAW IN THIS TITLE, THE
 14 BOARD MAY ISSUE A CLASS B BEER, WINE, AND LIQUOR LICENSE FOR USE BY A
 15 RESTAURANT IN ~~THE DOWNTOWN MANAGEMENT DISTRICT~~ WARD 4, PRECINCTS 1
 16 AND 2 THAT:

17 (1) HAS AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT
 18 ARE AT LEAST 51% OF THE TOTAL DAILY RECEIPTS OF THE RESTAURANT;

19 (2) HAS BEEN CLASSIFIED BY THE BALTIMORE CITY HEALTH
 20 DEPARTMENT AS:

21 (I) A HIGH PRIORITY FOOD SERVICE FACILITY; OR

22 (II) A MODERATE PRIORITY FOOD SERVICE FACILITY; AND

23 (3) HAS EXECUTED A MEMORANDUM OF UNDERSTANDING WITH THE
 24 DOWNTOWN PARTNERSHIP OF BALTIMORE.

25 ~~(C)~~ (B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,
 26 THE HOLDER OF A LICENSE ISSUED UNDER THIS SECTION MAY NOT SELL ALCOHOLIC
 27 BEVERAGES FOR OFF-PREMISES CONSUMPTION.

28 (2) THE BOARD MAY ISSUE THE HOLDER OF A LICENSE ISSUED
 29 UNDER THIS SECTION A REFILLABLE CONTAINER PERMIT IN ACCORDANCE WITH §
 30 12–1102 OF THIS TITLE.

1 ~~(D)~~ (C) A LICENSE ISSUED UNDER THIS SECTION MAY NOT BE TRANSFERRED
2 FROM THE LOCATION OF ITS FIRST ISSUANCE.

3 ~~(E)~~ (D) IF A LICENSE ISSUED UNDER THIS SECTION IS RENEWED, THE LICENSE
4 HOLDER SHALL FILE WITH THE BOARD AS PART OF ITS RENEWAL APPLICATION:

5 (1) A STATEMENT DETAILING THE AVERAGE DAILY RECEIPTS FROM
6 THE RESTAURANT;

7 (2) AN AFFIDAVIT FROM A CERTIFIED PUBLIC ACCOUNTANT THAT
8 VERIFIES THAT THE LICENSE HOLDER MEETS THE REQUIREMENTS OF SUBSECTION
9 (B)(1) OF THIS SECTION; AND

10 (3) ANY OTHER INFORMATION THAT THE BOARD REQUIRES.

11 ~~(F)~~ (E) THE BOARD:

12 (1) MAY NOT ISSUE A NEW LICENSE UNDER THIS SECTION AFTER
13 JUNE 30, 2028; BUT

14 (2) MAY CONTINUE TO RENEW LICENSES ISSUED ON OR BEFORE JUNE
15 30, 2028.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2024.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.