

Elfreth_FAV_SB472.docx.pdf

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Position: FWA

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Land Preservation

THE SENATE OF MARYLAND
ANNAPOLIS, MARYLAND 21401

February 23, 2023

Testimony in Favor of SB0472
City of Annapolis - Alcoholic Beverages - Art Establishment

Chairman Griffith, Vice-Chair Klausmeier, & members of the Finance Committee,

I respectfully request a favorable report of Senate Bill 472 to create an arts establishment beer and wine license for nonprofit arts-related organizations in the City of Annapolis.

Currently, nonprofit arts organizations around the City have to obtain a daily beer and wine license anytime they host an event and want to serve alcoholic beverages - creating both financial and bureaucratic constraints on these organizations that already operate on thin financial margins. In one example of a current nonprofit arts organization, Maryland Hall currently spends approximately \$6,000 and significant staff time securing individual liquor licenses in support of robust programming. SB 472 would allow these organizations to purchase a one time license, omitting the time and cost associated with individual daily licenses.

After introducing this legislation, I worked with the City to amend the legislation to:

1. Increase the cost of the annual license from \$250 to \$1000 to make it more comparable to other beer and wine licenses in the City.
2. Ensure that only nonprofit organizations are the only organizations eligible – not those that use art as a for-profit purpose.

The Anne Arundel County Senators have already unanimously voted favorable on this legislation with the aforementioned amendment. I once again respectfully request a favorable report of Senate Bill 472.

sb0472f-383021-01.pdf

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SB0472/383021/1

BY: Senator Elfreth
(To be offered in the Anne Arundel County Senate Delegation)

AMENDMENTS TO SENATE BILL 472
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, after “organization” insert “primarily”.

AMENDMENT NO. 2

On page 2, in line 9, before “**ENGAGED**” insert “PRIMARILY”; in line 17, after “**THAT**” insert “:

(I)”;

in line 18, after “**PRODUCTS**” insert “;**OR**

(II) HAS A CORPORATE PURPOSE THAT IS NOT DEDICATED TO THE ACTIVITIES DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION”;

and in line 25, strike “**\$205**” and substitute “**\$1,000**”.

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SENATE BILL 472

A2

3r1507
CF HB 520

By: **Senator Elfreth**

Introduced and read first time: February 3, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **City of Annapolis - Alcoholic Beverages - Art Establishment**

3 FOR the purpose of establishing an art establishment beer and wine license in the City of
4 Annapolis; authorizing the Board of License Commissioners to issue the license to
5 sell or serve beer and wine for on-premises consumption to a nonprofit organization primarily
6 engaged in certain activities; and generally relating to alcoholic beverages in the City
7 of Annapolis.

8 BY renumbering

9 Article - Alcoholic Beverages

10 Section 10-1001

11 to be Section 10-1002

12 Annotated Code of Maryland

13 (2016 Volume and 2022 Supplement)

14 BY repealing and reenacting, without amendments,

15 Article - Alcoholic Beverages

16 Section 10-102

17 Annotated Code of Maryland

18 (2016 Volume and 2022 Supplement)

19 BY adding to

20 Article - Alcoholic Beverages

21 Section 10-1001

22 Annotated Code of Maryland

23 (2016 Volume and 2022 Supplement)

24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

25 That Section(s) 10-1001 of Article - Alcoholic Beverages of the Annotated Code of Maryland

26 be renumbered to be Section(s) 10-1002.

2

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

3 **Article - Alcoholic Beverages**

4 10-102.

5 This title applies only in the City of Annapolis.

6 **10-1001.**

7 **(A) THERE IS AN ART ESTABLISHMENT BEER AND WINE LICENSE.**

8 **(B) (1) THE BOARD MAY ISSUE THE LICENSE TO A NONPROFIT**
9 **ORGANIZATION PRIMARYLY ENGAGED IN:**

10 **(I) THE DISPLAY, SALE, OR DEMONSTRATION OF ART BY AN**
11 **INDIVIDUAL ARTIST OR A GROUP OF ARTISTS;**

12 **(II) THE INSTRUCTION OF PARTICIPATING CLIENTS IN**
13 **CREATING ART; OR**

14 **(III) LIVE PERFORMANCES, INCLUDING MUSICAL ACTS OR**
15 **THEATER PERFORMANCES.**

16 **(2) THE BOARD MAY NOT ISSUE THE LICENSE TO AN ORGANIZATION**
17 **THAT :**

18 **(I) DISPLAYS AND SELLS COMMERCIALY PREPARED OR MASS-PRODUCED**
ARTISTIC PRODUCTS ;OR

(II) HAS A CORPORATE PURPOSE THAT IS NOT DEDICATED TO THE
ACTIVITIES DESCRIBED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

19 **(C) THE LICENSE AUTHORIZES THE HOLDER TO SELL OR SERVE BEER AND**
20 **WINE AT RETAIL FOR ON-PREMISES CONSUMPTION.**

21 **(D) THE LICENSE HOLDER MAY SELL OR SERVE BEER AND WINE DURING**
22 **THE HOURS AND DAYS SET FOR BEER AND LIGHT WINE LICENSES UNDER § 10-2003**
23 **OF THIS TITLE.**

24 **(E) THE LICENSE MAY NOT BE TRANSFERRED TO ANOTHER LOCATION.**

25 **(F) THE ANNUAL LICENSE FEE IS ~~\$205~~ \$1,000.**

26 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
27 1, 2023.