
By: Delegate Edwards

Introduced and read first time: January 29, 1996

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 13, 1996

CHAPTER ____

1 AN ACT concerning

2 **Garrett County - Alcoholic Beverages**
3 **(Class C Club Licenses - Guest Defined)**

4 FOR the purpose of defining, in Garrett County, "guest" for purposes of the Class C club
5 alcoholic beverages laws; modifying certain requirements pertaining to guests and to
6 club and organization licenses; and generally relating to alcoholic beverages in
7 Garrett County.

8 BY repealing and reenacting, with amendments,
9 Article 2B - Alcoholic Beverages
10 Section 6-301(m)
11 Annotated Code of Maryland
12 (1994 Replacement Volume and 1995 Supplement)

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

15 **Article 2B - Alcoholic Beverages**

16 6-301.

17 (m) (1) (I) This subsection applies only in Garrett County.

18 (II) IN THIS SUBSECTION, "GUEST" MEANS:

19 1. AN INDIVIDUAL WHO IS SPECIFICALLY INVITED BY A
20 MEMBER OF A CLUB OR ORGANIZATION; OR

21 2. ANY OTHER INDIVIDUAL WHO IS IN EFFECT AN INVITEE
22 OF THE CLUB OR ORGANIZATION.

2

1 (2) (i) There is a club and organization license.

2 (ii) 1. The annual license fee is \$1,500.

3 2. The issuing fee for a new license is \$1,500, in addition to the
4 annual fee.

5 (iii) The license permits the sale on the premises only of beer, wine,
6 and liquor to the members and the guests of the clubs and organizations.

7 (iv) The license shall be issued only to the following clubs and
8 organizations:

9 1. A bona fide nationally chartered nonprofit organization or
10 club which has been incorporated for a period of not fewer than 5 years immediately prior
11 to the filing of the application, composed solely of members who served in the armed
12 forces of the United States in any war in which the United States has engaged, which
13 organization or club operates solely for the use of its own members and its guests [when
14 accompanied by such members,] and meets in a clubhouse principally used for a club[,
15 and is neither directly nor indirectly operated as a public business].

16 2. Any lodge or chapter of a bona fide nonprofit and nationally
17 chartered fraternal organization composed of members duly elected and initiated in
18 accordance with the rites and customs of the fraternal organizations which is operating a
19 home or clubhouse for the use of its members[, and is neither directly nor indirectly
20 operated as a public business]. The club or organization shall have 100 or more bona fide
21 members paying such dues as required by its national organization in the year
22 immediately preceding the year in which the license is issued. The home or clubhouse
23 shall have facilities for preparing and serving food on the premises to the members and
24 their guests.

25 3. A bona fide yacht or boat club, owning real estate in the
26 County and having a dues-paying membership of not less than 150 persons, not less than
27 50 of whom own yachts, boats, or other vessels.

28 4. A country club which has 75 or more bona fide members
29 paying dues of not less than \$40 per annum per member, which maintains at the time of
30 the application for license a regular or championship golf course of 9 holes or more, or, in
31 lieu of that golf course, a swimming pool at least 20 by 40 feet in size, and at least six
32 tennis courts.

33 5. Before issuing any license pursuant to this paragraph, the
34 Liquor Control Board shall determine whether the business to be operated by the
35 prospective licensee is likely to enhance the recreational, business, and economic
36 development of the County. If the Liquor Control Board in its discretion determines that
37 the issuance of such a license will not enhance such development within the County, it
38 shall reject the application for the license.

39 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
40 October 1, 1996.

