
By: Senator Derr

Introduced and read first time: February 2, 1996

Assigned to: Economic and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County - Alcoholic Beverages**
3 **(Catering Business and Privilege Licenses)**

4 FOR the purpose of creating both catering business and catering privilege alcoholic
5 beverages licenses in Frederick County; providing for the licenses; and generally
6 relating to alcoholic beverages catering licenses.

7 BY renumbering

8 Article 2B - Alcoholic Beverages

9 Section 6-701 through 6-710 and the subtitle "Subtitle 7. Caterer's Licenses",
10 respectively

11 to be Section 8-901 through 8-910 and the subtitle "Subtitle 9. Caterer's Licenses",
12 respectively

13 Annotated Code of Maryland

14 (1994 Replacement Volume and 1995 Supplement)

15 BY adding to

16 Article 2B - Alcoholic Beverages

17 Section 8-912 and 8-912.1

18 Annotated Code of Maryland

19 (1994 Replacement Volume and 1995 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

21 MARYLAND, That Section(s) 6-701 through 6-710 and the subtitle "Subtitle 7.

22 Caterer's Licenses", respectively, of Article 2B of the Annotated Code of Maryland be

23 renumbered to be Section(s) 8-901 through 8-910 and the subtitle "Subtitle 9. Caterer's

24 Licenses", respectively.

25 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland

26 read as follows:

27 **Article 2B - Alcoholic Beverages**

28 8-912.

29 (A) THIS SECTION APPLIES ONLY IN FREDERICK COUNTY.

2

1 (B) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
2 INDICATED.

3 (2) "BOARD" MEANS THE BOARD OF LICENSE COMMISSIONERS.

4 (3) "CATERER" MEANS A PERSON WHO CONTRACTS TO SERVE BOTH
5 FOOD AND ALCOHOLIC BEVERAGES AT EVENTS THAT ARE HELD OFF OF THE
6 LICENSED PREMISES.

7 (C) THE ANNUAL LICENSE FEE IS \$750, IN ADDITION TO THE REGULAR
8 LICENSE FEE.

9 (D) THE HOLDER OF A CLASS B LICENSE MAY APPLY FOR A CATERER'S
10 LICENSE TO PROVIDE BOTH FOOD AND ALCOHOLIC BEVERAGES AT EVENTS ONLY
11 IN FREDERICK COUNTY. THE CATERER'S LICENSE SHALL BE POSTED IN A
12 CONSPICUOUS PLACE AT THE CATERED EVENT.

13 (E) THE RESTRICTIONS FOUND IN §§ 12-301 AND 12-302(B)(7) OF THIS ARTICLE
14 APPLY.

15 (F) THE LICENSEE SHALL NOTIFY THE BOARD AT LEAST 24 HOURS PRIOR TO
16 THE EVENT WITH THE DATE, TIME, AND LOCATION OF EACH CATERED EVENT.

17 (G) THE LICENSEE SHALL ABIDE BY ALL ALCOHOLIC BEVERAGES LAWS AND
18 REGULATIONS AND IS RESPONSIBLE FOR ANY VIOLATIONS THAT OCCUR ON THE
19 PREMISES OF THE CATERED EVENT.

20 8-912.1.

21 (A) THIS SECTION APPLIES ONLY IN FREDERICK COUNTY.

22 (B) THERE IS A CATERER'S (CAT) LICENSE.

23 (C) THE ANNUAL LICENSE FEE IS \$750.

24 (D) THE HOURS AND DAYS DURING WHICH THE HOLDER OF A CAT LICENSE
25 MAY EXERCISE THE PRIVILEGES OF A LICENSE ARE THE SAME AS FOR THE HOLDER
26 OF ANY CLASS B LICENSE.

27 (E) THE HOLDER OF A CAT LICENSE SHALL MEET ALL OF THE
28 REQUIREMENTS OF THIS ARTICLE. THE LICENSEE IS RESPONSIBLE FOR ANY
29 VIOLATIONS OF THE ALCOHOLIC BEVERAGES LAWS THAT MAY OCCUR AT THE
30 CATERED PREMISES.

31 (F) THE HOLDER OF A CAT LICENSE SHALL HAVE THE FACILITIES TO
32 PREPARE FOOD AND DELIVER IT TO THE SITE OF THE CATERED AFFAIR, WHICH
33 MAY ONLY BE IN FREDERICK COUNTY. THE COUNTY HEALTH DEPARTMENT SHALL
34 APPROVE THOSE FACILITIES BEFORE THE LICENSE MAY BE ISSUED, REISSUED, OR
35 RENEWED.

36 (G) THE HOLDER OF A CAT LICENSE SHALL CONTRACT FOR AND PROVIDE
37 FOOD AS WELL AS ALCOHOLIC BEVERAGES FOR CONSUMPTION AT CATERED
38 EVENTS. THE LICENSEE MAY NOT PROVIDE ONLY ALCOHOLIC BEVERAGES AT A
39 CATERED EVENT.

3

1 (H) AN APPLICANT FOR A CAT LICENSE NEED NOT HAVE A BANQUET HALL.
2 PERSONS HOLDING EXISTING LICENSES ARE NOT ELIGIBLE FOR A CAT LICENSE.

3 (I) THE HOLDER OF A CAT LICENSE MAY NOT HOLD ANY SELF-SPONSORED
4 EVENTS AND MAY ONLY HOLD EVENTS OFF OF THEIR PREMISES. THE LICENSE
5 SHALL BE POSTED IN A CONSPICUOUS PLACE AT THE CATERED EVENT.

6 (J) THE HOLDER OF A CAT LICENSE SHALL PURCHASE ALL ALCOHOLIC
7 BEVERAGES FROM A LICENSED WHOLESALER.

8 SECTION 3. AND BE IT FURTHER ENACTED, That, when the provisions of
9 this Act are renumbered and placed into Title 8, Subtitle 9 of Article 2B, sections shall be
10 reserved for each County and Baltimore City so that they are arranged in standard
11 alphabetical arrangement, with one section dedicated, or reserved, for each jurisdiction.

12 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 1996.