
By: Senator Hughes

Introduced and read first time: February 2, 1996

Assigned to: Economic and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages**
3 **(Class A-2 Beer, Wine and Liquor Off-Sale Package Goods License)**

4 FOR the purpose of repealing the requirement, in Baltimore City, that ascertain
5 operation conducted by a holder of a Class A-2 beer, wine and liquor off-sale
6 package goods license be considered to be that of a tavern; altering the date after
7 which a substitute A-2 beer, wine and liquor license may not be granted; altering
8 the period of time during which the holder of an expiring B-D-7 beer, wine and
9 liquor license is required to file with the Board of License Commissioners a certain
10 document concerning renewal of the license; altering the effective dates of certain
11 alcoholic beverages licenses renewed or substituted under this Act; making this Act
12 an emergency measure; and generally relating to alcoholic beverages licenses in
13 Baltimore City.

14 BY repealing and reenacting, with amendments,
15 Article 2B - Alcoholic Beverages
16 Section 6-102 and 8-203.1(7)
17 Annotated Code of Maryland
18 (1994 Replacement Volume and 1995 Supplement)

19 BY repealing and reenacting, without amendments,
20 Article 2B - Alcoholic Beverages
21 Section 8-203.1(1)
22 Annotated Code of Maryland
23 (1994 Replacement Volume and 1995 Supplement)

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

26 **Article 2B - Alcoholic Beverages**

27 6-102.

28 (a) This section applies only in Baltimore City.

1 (b) The Board of License Commissioners may renew a Class B-D-7 beer,wine
2 and liquor license that is expiring and reissue it as a Class A-2 beer,wine and liquor
3 off-sale only package goods license as provided in § 8-203.1 of this article.

4 (c) A Class A-2 beer, wine and liquor off-sale package goods licenseauthorizes
5 the holder to:

6 (1) Keep for sale and sell beer, wine, and liquor at retail; and

7 (2) Deliver alcoholic beverages in sealed packages or containers. The
8 package or container may not be opened nor its contents be consumed on the premises
9 where it is sold.

10 (d) The annual license fee is \$650.

11 (e) A Class A-2 beer, wine and liquor off-sale license substituted under this
12 section may not be converted or substituted for any other class of alcoholic beverages
13 license, including a reversion to a Class B-D-7 beer, wine and liquor license.

14 (f) A substitute license provided for under this section may not be granted after
15 [May 1, 1993] MAY 1, 1996.

16 (g) The hours during which the privileges conferred by this 6-day license may be
17 exercised are from 9 a.m. to 12 o'clock midnight Monday through Saturday.

18 [(h) Notwithstanding the provisions of § 9-103 of this article, for purposes of
19 zoning in Baltimore City, the operation conducted by a holder of a Class A-2 beer, wine
20 and liquor off-sale package goods license shall be considered to be that of a tavern.]

21 8-203.1.

22 (1) The Board of License Commissioners of Baltimore City may authorize the
23 issuance of an additional license, to be known as a Class B-D-7 beer, wine and liquor
24 license. The special license authorizes the licensee to keep for sale and sell all alcoholic
25 beverages at retail at the place in the license described, for consumption on the premises
26 and elsewhere, during the hours from 6 o'clock a.m. to 2 o'clock a.m. on the day following,
27 seven days per week.

28 (7) (i) During [March, 1993,] MARCH 1996, the holder of an expiring Class
29 B-D-7 beer, wine and liquor license shall file with the Board of License Commissioners
30 a declaration of intent in conjunction with filing an application for license renewal.

31 (ii) The declaration of intent shall request the Board of License
32 Commissioners of Baltimore City to:

33 1. Renew the expiring license effective [May 1, 1993] MAY 1, 1996 as
34 a Class B-D-7 beer, wine and liquor license pursuant to this section and any regulations
35 adopted by the Board; or

36 2. Renew the expiring license effective [May 1, 1993] MAY 1, 1996 as
37 a Class A-2 beer, wine and liquor off-sale package goods license pursuant to § 6-102 of
38 this article.

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1 (iii) A Class A-2 beer, wine and liquor off-sale license substituted under this
2 section may not be converted or substituted for any other class of alcoholic beverages
3 license, including a reversion to a Class B-D-7 beer, wine and liquor license.

4 (iv) A substitute license provided for under this subsection may not be
5 granted after [May 1, 1993] MAY 1, 1996.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
7 measure, is necessary for the immediate preservation of the public health and safety, has
8 been passed by a ye and nay vote supported by three-fifths of all the members elected to
9 each of the two Houses of the General Assembly, and shall take effect from the date it is
10 enacted.