

EMERGENCY BILL

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7lr0831

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**By: Delegate Minnick (Baltimore County Administration)**

Introduced and read first time: January 23, 1997

Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore County - Alcoholic Beverages**  
3 **(Bottle Clubs)**

4 FOR the purpose of prohibiting bottle clubs in Baltimore County from conducting certain  
5 activities concerning alcoholic beverages and other beverages; establishing a penalty  
6 for a violation of this Act; exempting certain property from the provisions of this  
7 Act; defining a certain term; renumbering; making this Act an emergency measure;  
8 and generally relating to bottle clubs and alcoholic beverages in Baltimore County.

9 BY renumbering

10 Article 2B - Alcoholic Beverages  
11 Section 20-101 through 20-104, respectively  
12 to be Section 20-102 through 20-105, respectively  
13 Annotated Code of Maryland  
14 (1996 Replacement Volume)

15 BY adding to

16 Article 2B - Alcoholic Beverages  
17 Section 20-101  
18 Annotated Code of Maryland  
19 (1996 Replacement Volume)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
21 MARYLAND, That Section(s) 20-101 through 20-104, respectively, of Article 2B -  
22 Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s)  
23 20-102 through 20-105, respectively.

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

26 **Article 2B - Alcoholic Beverages**

27 20-101.

28 (A) IN THIS SECTION, "BOTTLE CLUB" MEANS ANY CLUB THAT SERVES, GIVES,  
29 OR ALLOWS ALCOHOLIC BEVERAGES TO BE CONSUMED BY PATRONS AFTER LEGAL

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1 CLOSING HOURS FOR ESTABLISHMENTS LICENSED UNDER § 11-303 OF THIS ARTICLE  
2 FROM SUPPLIES THAT THE PATRONS PREVIOUSLY PURCHASED OR RESERVED.

3 (B) "BOTTLE CLUB" DOES NOT INCLUDE ANY ESTABLISHMENT IF A LICENSE  
4 FOR THE PREMISES HAD BEEN ISSUED UNDER THE PROVISIONS OF THIS ARTICLE.

5 (C) THIS SECTION APPLIES ONLY IN BALTIMORE COUNTY.

6 (D) A BOTTLE CLUB MAY NOT SELL, GIVE, SERVE, DISPENSE, KEEP, OR ALLOW  
7 TO BE CONSUMED ON ITS PREMISES, OR ON PREMISES UNDER ITS CONTROL OR  
8 POSSESSION, ANY ALCOHOLIC BEVERAGES, SETUPS, OR OTHER COMPONENT PARTS  
9 OR MIXED ALCOHOLIC DRINKS.

10 (E) THE FOLLOWING ARE EXEMPTED FROM THE PROVISIONS OF SUBSECTION  
11 (D) OF THIS SECTION SO LONG AS LIVE ENTERTAINMENT IS NOT OFFERED OR  
12 PROVIDED ON MORE THAN 8 DAYS IN ANY CALENDAR MONTH:

13 (1) THE ROOM OF A REGISTERED GUEST IN A HOTEL OR MOTEL;

14 (2) PROPERTY OWNED BY A VOLUNTEER FIRE COMPANY;

15 (3) PROPERTY OWNED AND OPERATED BY A COMMUNITY OR  
16 HOMEOWNERS ASSOCIATION COMPRISED SOLELY OF PROPERTY OWNERS IN A  
17 SINGLE SUBDIVISION; OR

18 (4) PROPERTY OWNED BY A BONA FIDE RELIGIOUS INSTITUTION.

19 (F) A VIOLATION OF THIS SECTION IS A MISDEMEANOR AND A FINE OF UP TO  
20 \$10,000 OR IMPRISONMENT FOR UP TO 2 YEARS, OR BOTH, MAY BE IMPOSED.

21 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency  
22 measure, is necessary for the immediate preservation of the public health and safety, has  
23 been passed by a ye and nay vote supported by three-fifths of all the members elected to  
24 each of the two Houses of the General Assembly, and shall take effect from the date it is  
25 enacted.