

EMERGENCY BILL

A2

7lr0831

By: Delegate Minnick (Baltimore County Administration)

Introduced and read first time: January 23, 1997

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 1997

CHAPTER ____

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.

2

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

3 **Article 2B - Alcoholic Beverages**

4 20-101.

5 (A) (1) IN THIS SECTION, "BOTTLE CLUB" MEANS ANY CLUB THAT SERVES,
6 GIVES, OR ALLOWS ALCOHOLIC BEVERAGES TO BE CONSUMED BY PATRONS AFTER
7 LEGAL CLOSING HOURS FOR ESTABLISHMENTS LICENSED UNDER § 11-303 OF THIS
8 ARTICLE FROM SUPPLIES THAT THE PATRONS PREVIOUSLY PURCHASED OR
9 RESERVED.

10 ~~(B)~~ (2) "BOTTLE CLUB" DOES NOT INCLUDE ANY ESTABLISHMENT IF A
11 LICENSE FOR THE PREMISES HAD BEEN ISSUED UNDER THE PROVISIONS OF THIS
12 ARTICLE.

13 ~~(C)~~ (B) THIS SECTION APPLIES ONLY IN BALTIMORE COUNTY.

14 ~~(D)~~ (C) A BOTTLE CLUB MAY NOT ~~SELL~~, GIVE, SERVE, DISPENSE, KEEP, OR
15 ALLOW TO BE CONSUMED ON ITS PREMISES, OR ON PREMISES UNDER ITS CONTROL
16 OR POSSESSION, ANY ALCOHOLIC BEVERAGES, SETUPS, OR OTHER COMPONENT
17 PARTS OR MIXED ALCOHOLIC DRINKS AFTER LEGAL CLOSING HOURS FOR
18 ESTABLISHMENTS UNDER § 11-303 OF THIS ARTICLE.

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

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

23 ~~(2) PROPERTY OWNED BY A VOLUNTEER FIRE COMPANY;~~

24 ~~(3) PROPERTY OWNED AND OPERATED BY A COMMUNITY OR~~
25 ~~HOMEOWNERS ASSOCIATION COMPRISED SOLELY OF PROPERTY OWNERS IN A~~
26 ~~SINGLE SUBDIVISION; OR~~

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

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

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

