

SENATE BILL 33

Unofficial Copy
A1

1998 Regular Session
8r0372

(PRE-FILED)

By: **Senator Forehand**

Requested: September 17, 1997

Introduced and read first time: January 14, 1998

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 11, 1998

CHAPTER _____

1 AN ACT concerning

2 **Alcoholic Beverages - ~~Walk-Up or Drive-Through Facilities~~ - Prohibition**

3 FOR the purpose of ~~prohibiting~~ imposing a statewide prohibition against an alcoholic
4 beverages licensee ~~from operating a walk-up or drive-through purchase facility~~
5 where alcoholic beverages are sold at retail, offered for sale, or dispensed
6 through a window or door to a purchaser in or on a motor vehicle for
7 off-premises consumption; ~~repealing a duplicative similar~~ similar local provision;
8 providing for the application of this Act; and generally relating to the operation
9 of drive-through facilities for the sale of alcoholic beverages.

10 BY adding to

11 Article 2B - Alcoholic Beverages

12 Section 12-114

13 Annotated Code of Maryland

14 (1996 Replacement Volume and 1997 Supplement)

15 BY repealing and reenacting, with amendments,

16 Article 2B - Alcoholic Beverages

17 Section 12-207

18 Annotated Code of Maryland

19 (1996 Replacement Volume and 1997 Supplement)

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

21 MARYLAND, That the Laws of Maryland read as follows:

1

Article 2B - Alcoholic Beverages

2 12-114.

3 AN ALCOHOLIC BEVERAGES LICENSEE MAY NOT SELL, OFFER TO SELL, OR
4 DISPENSE ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION THROUGH A
5 FACILITY COMMONLY KNOWN AS A ~~WALK-UP OR DRIVE-THROUGH WINDOW.~~

6 †12-207.

7 (a) This section applies only in Carroll County.

8 (b) A licensee may not sell, offer to sell, or dispense any alcoholic beverages
9 from what is commonly termed a walk-up ~~or drive-through~~ window.‡

10 SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act
11 do not apply to any existing alcoholic beverages license that has a drive-through
12 purchase facility prior to February 1, 1998, or the transfer of any existing alcoholic
13 beverages license that has a drive-through purchase facility.

14 SECTION 2. 3. AND BE IT FURTHER ENACTED, That this Act shall take
15 effect October 1, 1998.