

SENATE BILL 48

Unofficial Copy
A2

1998 Regular Session
(8r0622)

ENROLLED BILL

-- Economic and Environmental Affairs/Economic Matters --

Introduced by **Senator Colburn**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Caroline County - Alcoholic Beverages - Licenses**

3 FOR the purpose of increasing by a certain amount the maximum percent of alcohol
4 by volume allowed in light wines in Caroline County; creating a certain caterer's
5 license; increasing the fee for certain licenses; establishing a 7-day Class D
6 license; altering the sale hours allowed for holders of a certain Class D (taverns)
7 license and allowing those holders to sell beer, wine and liquor on Sundays;
8 increasing the number of times a certain special license may be granted during
9 1 year; and generally relating to alcoholic beverages in Caroline County.

10 BY repealing and reenacting, without amendments,
11 Article 2B - Alcoholic Beverages
12 Section 4-101(a)
13 Annotated Code of Maryland
14 (1996 Replacement Volume and 1997 Supplement)

15 BY repealing and reenacting, with amendments,

1 Article 2B - Alcoholic Beverages
 2 Section 4-101(g), ~~6-401(g)~~, 7-101(j), 11-303(d), and 11-403(b)(2)(vi)
 3 Annotated Code of Maryland
 4 (1996 Replacement Volume and 1997 Supplement)

5 BY adding to
 6 Article 2B - Alcoholic Beverages
 7 Section 6-701
 8 Annotated Code of Maryland
 9 (1996 Replacement Volume and 1997 Supplement)

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

12 **Article 2B - Alcoholic Beverages**

13 4-101.

14 (a) In the jurisdictions listed in this section, "light wine" is a fermented
 15 beverage that contains not in excess of 14 percent of alcohol by volume unless another
 16 percentage is listed.

17 (g) Caroline County -- ~~23~~ 22 PERCENT.

18 ~~6-401.~~

19 (g) (1) This subsection applies only in Caroline County.

20 (2) The annual license fee is \$1,250 FOR A 6-DAY LICENSE.

21 (3) THE ANNUAL LICENSE FEE IS \$1,600 FOR A 7-DAY LICENSE.

22 [(3)] (4) All alcoholic beverages sold under this license must be
 23 consumed on the premises.

24 [(4)] (5) A licensee may sell beer, wine and liquor for consumption on the
 25 premises only.

26 6-701.

27 (A) THIS SECTION APPLIES ONLY IN CAROLINE COUNTY.

28 (B) (1) THE CAROLINE COUNTY BOARD OF LICENSE COMMISSIONERS MAY
 29 ISSUE A CATERER'S LICENSE TO A ~~CLASS B RESTAURANT OR HOTEL (ON SALE) BEER,~~
 30 ~~WINE AND LIQUOR LICENSEE WHO:~~

31 (I) HOLDS ANY ALCOHOLIC BEVERAGES LICENSE ISSUED IN THE
 32 COUNTY;

1 (II) HOLDS A CATERER'S LICENSE ISSUED BY THE COUNTY HEALTH
 2 DEPARTMENT; AND

3 (III) CONTRACTS TO PROVIDE FOOD AND ALCOHOLIC BEVERAGES
 4 TO SPONSORS OF PUBLIC OR PRIVATE EVENTS.

5 (2) THE CAROLINE COUNTY BOARD OF LICENSE COMMISSIONERS SHALL
 6 SET THE ~~ANNUAL~~ LICENSE FEE FOR A CATERER'S LICENSE.

7 (C) A CATERER'S LICENSE ISSUED UNDER THIS SECTION AUTHORIZES THE
 8 HOLDER TO ~~PROVIDE ALCOHOLIC BEVERAGES AT EVENTS THAT ARE HELD OFF THE~~
 9 ~~PREMISES TO WHICH THE CLASS B RESTAURANT OR HOTEL (ON-SALE) BEER, WINE~~
 10 ~~AND LIQUOR LICENSE IS ATTACHED~~ KEEP FOR SALE AND SELL OR PROVIDE
 11 ALCOHOLIC BEVERAGES ON THE PREMISES OF AND DURING THE CATERED EVENT.

12 (D) A HOLDER SHALL PROVIDE FOOD AS WELL AS ALCOHOLIC BEVERAGES
 13 FOR CONSUMPTION AT THE CATERED EVENT.

14 (E) A HOLDER MAY EXERCISE THE PRIVILEGES OF A CATERER'S LICENSE
 15 ONLY DURING THE HOURS AND DAYS THAT ARE AUTHORIZED FOR A CLASS B
 16 RESTAURANT OR HOTEL (ON-SALE) BEER, WINE AND LIQUOR LICENSEE IN CAROLINE
 17 COUNTY.

18 (F) THIS SECTION DOES NOT REQUIRE A CLASS B RESTAURANT OR HOTEL
 19 (ON-SALE) BEER, WINE AND LIQUOR LICENSEE TO HAVE A CATERER'S LICENSE FOR
 20 CATERING ON THE PREMISES THAT IS COVERED BY THE EXISTING LICENSE.

21 7-101.

22 (j) (1) The provisions of this subsection apply only in Caroline County.

23 (2) The Board of License Commissioners may grant special licenses of
 24 any class, except manufacturer's and wholesaler's, which entitle the holder to exercise
 25 any of the privileges conferred by the respective classes of licenses at any bona fide
 26 entertainment held or conducted by any club, society, or association.

27 (3) The license shall be in the form prescribed by the Board, and the
 28 applicant shall sign and swear to the license.

29 (4) The fees are:

30 (i) ~~\$10 per day for any beer license;~~

31 (ii) ~~\$15 per day for any beer and light wine license; or~~

32 (iii) ~~\$20 per day for any beer, wine and liquor license~~ FEE FOR EACH
 33 LICENSE IS \$50.

34 (5) Before a license is issued, the fee shall be paid to the Board for the
 35 use of the County.

1 (6) A special license may not be granted to any organization more than
2 [6] 12 times in any calendar year.

3 11-303.

4 (d) (1) The hours during which the privileges conferred by a Class D beer,
5 wine and liquor license may be exercised are from 6 a.m. to midnight.

6 (2) Except as otherwise provided in subsections (e) and (f) of this section,
7 in Baltimore City the hours are from 6 a.m. to 1 a.m.

8 (3) In Baltimore County the hours are from 6 a.m. to 2 a.m.

9 (4) In Caroline County the hours ~~are from 6 a.m.~~ ON Monday through
10 Saturday ~~until~~ ARE FROM 6 A.M. TO [1 a.m.] 2 A.M. on the following day (including
11 Sunday) FOR A 6-DAY LICENSE HOLDER. FOR A 7-DAY LICENSE HOLDER THE HOURS
12 ON MONDAY THROUGH SATURDAY ARE FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY
13 (INCLUDING SUNDAY), AND ON SUNDAY, FROM 1 P.M. TO MIDNIGHT.

14 (5) In Queen Anne's County the hours on Monday through Saturday are
15 from 6 a.m. to 2 a.m. on the following day.

16 (6) In Wicomico County the hours are from 10 a.m. to 2 a.m., Monday
17 through Saturday. Where sales are permitted until 2 a.m., alcoholic beverages may
18 not be consumed after 2:30 a.m., at which time all tables and bar areas shall be
19 cleared of all alcoholic beverages.

20 11-403.

21 (b) (2) (vi) In Caroline County, on Sunday:

22 1. A Class A 7-day licensee may sell the alcoholic beverages
23 authorized under the license from 8 a.m. to 12 midnight, except that if the sale of
24 liquor is authorized under the license, liquor may only be sold from 1:00 p.m. to 12
25 midnight;

26 2. A Class C (clubs) beer, wine and liquor licensee may sell
27 beer and wine:

28 A. From 12 midnight to 2 a.m.; and

29 B. From 8 a.m. to 12 midnight;

30 3. A Class C (clubs) beer, wine and liquor licensee may sell
31 liquor:

32 A. From 12 midnight to 2 a.m.; and

33 B. From 1 p.m. to 12 midnight; ~~and~~

1
2 12 midnight; AND

4. A Class C (clubs) beer licensee may sell beer from 8 a.m. to

3
4 MAY SELL BEER, WINE, AND LIQUOR FROM ~~6 A.M. TO 2 A.M.~~ 1 P.M. TO MIDNIGHT.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 1998.