

(PRE-FILED)

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By: **Senator Colburn**

Requested: October 30, 1997

Introduced and read first time: January 14, 1998

Assigned to: Economic and Environmental Affairs

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A BILL ENTITLED

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; altering the sale hours allowed for holders of a certain Class D (taverns)  
6 license and allowing those holders to sell beer, wine and liquor on Sundays;  
7 increasing the number of times a certain special license may be granted during  
8 1 year; and generally relating to alcoholic beverages in Caroline County.

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

14 BY repealing and reenacting, with amendments,  
15 Article 2B - Alcoholic Beverages  
16 Section 4-101(g), 7-101(j), 11-303(d), and 11-403(b)(2)(vi)  
17 Annotated Code of Maryland  
18 (1996 Replacement Volume and 1997 Supplement)

19 BY adding to  
20 Article 2B - Alcoholic Beverages  
21 Section 6-701  
22 Annotated Code of Maryland  
23 (1996 Replacement Volume and 1997 Supplement)

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

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**Article 2B - Alcoholic Beverages**

2 4-101.

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

6 (g) Caroline County -- 23 PERCENT.

7 6-701.

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

9 (B) (1) THE CAROLINE COUNTY BOARD OF LICENSE COMMISSIONERS MAY  
10 ISSUE A CATERER'S LICENSE TO A CLASS B RESTAURANT OR HOTEL (ON-SALE) BEER,  
11 WINE AND LIQUOR LICENSEE.

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

14 (C) A CATERER'S LICENSE ISSUED UNDER THIS SECTION AUTHORIZES THE  
15 HOLDER TO PROVIDE ALCOHOLIC BEVERAGES AT EVENTS THAT ARE HELD OFF THE  
16 PREMISES TO WHICH THE CLASS B RESTAURANT OR HOTEL (ON-SALE) BEER, WINE  
17 AND LIQUOR LICENSE IS ATTACHED.

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

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

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

27 7-101.

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

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

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

35 (4) The fees are:

- 1 (i) \$10 per day for any beer license;
- 2 (ii) \$15 per day for any beer and light wine license; or
- 3 (iii) \$20 per day for any beer, wine and liquor license.

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

6 (6) A special license may not be granted to any organization more than  
7 [6] 12 times in any calendar year.

8 11-303.

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

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

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

14 (4) In Caroline County the hours are from 6 a.m. Monday through  
15 Saturday until [1 a.m.] 2 A.M. on the following day (including Sunday).

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

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

22 11-403.

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

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

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

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

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

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

**SENATE BILL 48**

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

2                                   B.       From 1 p.m. to 12 midnight; and

3                                   4.       A Class C (clubs) beer licensee may sell beer from 8 a.m. to  
4 12 midnight; AND

5                                   5.       A CLASS D (TAVERNS) BEER, WINE AND LIQUOR LICENSEE  
6 MAY SELL BEER, WINE, AND LIQUOR FROM 6 A.M. TO 2 A.M.

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