

SENATE BILL 48

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A2

1998 Regular Session
8r0622
CF 8r1984

(PRE-FILED)

By: **Senator Colburn**
Requested: October 30, 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: January 30, 1998

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,
16 Article 2B - Alcoholic Beverages
17 Section 4-101(g), 6-401(g), 7-101(j), 11-303(d), and 11-403(b)(2)(vi)
18 Annotated Code of Maryland
19 (1996 Replacement Volume and 1997 Supplement)

20 BY adding to
21 Article 2B - Alcoholic Beverages
22 Section 6-701

1 Annotated Code of Maryland
2 (1996 Replacement Volume and 1997 Supplement)

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

5 **Article 2B - Alcoholic Beverages**

6 4-101.

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

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

11 6-401.

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

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

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

15 [(3)] (4) All alcoholic beverages sold under this license must be
16 consumed on the premises.

17 [(4)] (5) A licensee may sell beer, wine and liquor for consumption on the
18 premises only.

19 6-701.

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

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

24 (I) HOLDS ANY ALCOHOLIC BEVERAGES LICENSE ISSUED IN THE
25 COUNTY;

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

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

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

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

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

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

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

15 7-101.

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

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

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

23 (4) The ~~fees are:~~

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

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

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

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

30 (6) A special license may not be granted to any organization more than
 31 [6] 12 times in any calendar year.

32 11-303.

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

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

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

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

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

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

15 11-403.

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

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

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

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

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

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

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

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

29 4. A Class C (clubs) beer licensee may sell beer from 8 a.m. to
30 12 midnight; AND

31 5. A CLASS D (TAVERNS) BEER, WINE AND LIQUOR LICENSEE
32 MAY SELL BEER, WINE, AND LIQUOR FROM ~~6 A.M. TO 2 A.M.~~ 1 P.M. TO MIDNIGHT.

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

