

HOUSE BILL 1078

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1999 Regular Session
9r2332
CF 9r2349

By: **Delegate Eckardt**

Introduced and read first time: February 22, 1999

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Dorchester County - Alcoholic Beverages**

3 FOR the purpose of altering in Dorchester County the alcohol content of "light wine";
4 authorizing the Dorchester County Board of License Commissioners to issue a
5 1-day wine tasting alcoholic beverages (WT) license; specifying the conditions
6 for the issuance and the fee of a WT license; establishing a maximum limit for
7 the amount of wine that may be consumed under a WT license; prohibiting the
8 Dorchester County Board of License Commissioners from requiring the
9 publication of an application for a WT license before the Board grants the
10 license; allowing on-sale consumption of alcoholic beverages for 1 hour after
11 sales of alcoholic beverages must cease; requiring that tables and bar areas be
12 cleared of alcoholic beverages after a certain time; and generally relating to
13 alcoholic beverages in Dorchester County.

14 BY repealing and reenacting, without amendments,
15 Article 2B - Alcoholic Beverages
16 Section 4-101(a)
17 Annotated Code of Maryland
18 (1998 Replacement Volume and 1998 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article 2B - Alcoholic Beverages
21 Section 4-101(k) and 11-510
22 Annotated Code of Maryland
23 (1998 Replacement Volume and 1998 Supplement)

24 BY adding to
25 Article 2B - Alcoholic Beverages
26 Section 8-405.1
27 Annotated Code of Maryland
28 (1998 Replacement Volume and 1998 Supplement)

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

3 **Article 2B - Alcoholic Beverages**

4 4-101.

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

8 (k) Dorchester County -- 22 PERCENT.

9 8-405.1.

10 (A) THIS SECTION APPLIES ONLY IN DORCHESTER COUNTY.

11 (B) THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE A 1-DAY WINE
12 TASTING (WT) ALCOHOLIC BEVERAGES LICENSE.

13 (C) (1) A WT LICENSE MAY BE ISSUED ONLY TO A HOLDER OF A BEER, WINE
14 AND LIQUOR (BWL) LICENSE, A BEER AND WINE (BW) LICENSE, OR A CLASS A WINE
15 (W) LICENSE.

16 (2) A WT LICENSE PERMITS THE CONSUMPTION OF WINE FOR TASTING
17 OR SAMPLING IF:

18 (I) THE LICENSEE IS AUTHORIZED TO SELL THE WINE; AND

19 (II) A CONSIDERATION FOR THE WINE IS NOT CHARGED OR
20 EXACTED FROM THE CONSUMER.

21 (D) A PERSON MAY CONSUME WINE COVERED BY A WT LICENSE IN A
22 QUANTITY NOT EXCEEDING:

23 (1) 1 OUNCE FROM A SINGLE BRAND; AND

24 (2) 4 OUNCES FROM ALL BRANDS IN A SINGLE DAY.

25 (E) THE FEE FOR A WT LICENSE IS \$25 PER DAY.

26 (F) THE BOARD OF LICENSE COMMISSIONERS MAY NOT REQUIRE THE
27 PUBLICATION OF AN APPLICATION FOR A WT LICENSE BEFORE GRANTING THE
28 LICENSE.

29 11-510.

30 (A) THIS SECTION APPLIES ONLY IN DORCHESTER COUNTY.

31 (B) [In Dorchester County, notwithstanding] NOTWITHSTANDING any other
32 provisions of this subtitle, the hours for sale for alcoholic beverages are as follows:

1 (1) For the holders of a Class A (off-sale) beer license, sales are
2 permitted Monday through Sunday from 6 a.m. to 12 midnight, except if Christmas
3 Eve or New Year's Eve is on a Sunday, from 6 a.m. on Sunday to 2 a.m. on Monday.

4 (2) For the holders of a Class B (on-sale) beer license, sales are
5 permitted:

6 (i) Monday through Saturday from 6 a.m. to 1 a.m. on the
7 following day; and

8 (ii) Sunday from 12 noon to 12 midnight, except if Christmas Eve or
9 New Year's Eve is on a Sunday, from 12 noon to 2 a.m. the following day.

10 (3) For the holders of a Class B (on- and off-sale) beer and light wine
11 license sales are permitted as follows:

12 (i) (On- and off-sale) is permitted on Monday through Saturday
13 from 6 a.m. to 1 a.m. the following day;

14 (ii) (On-sale) is permitted on Sunday from 12 noon to 12 midnight,
15 except if Christmas Eve or New Year's Eve is on a Sunday, from 12 noon to 2 a.m. the
16 following day; and

17 (iii) (Off-sale) is prohibited on Sunday after 1 a.m.

18 (4) For the holders of a Class C (on-sale) beer license sales are
19 permitted:

20 (i) Monday through Saturday from 10 a.m. to 1 a.m. the following
21 day; and

22 (ii) Sunday from 12 noon to 12 midnight, except if Christmas Eve or
23 New Year's Eve is on a Sunday, from 12 noon to 2 a.m. the following day.

24 (5) For the holders of a Class D (on-sale) beer license sales are:

25 (i) Permitted Monday through Saturday from 6 a.m. to 1 a.m. on
26 the following day; and

27 (ii) Permitted on Sunday from 12 noon through 12 midnight, except
28 if Christmas Eve or New Year's Eve is on a Sunday, from 12 noon to 2 a.m. the
29 following day.

30 (6) For the holders of a Class B (on-sale) beer, wine and liquor license
31 sales are permitted:

32 (i) Monday through Saturday from 7 a.m. through 1 a.m. the
33 following day; and

34 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
35 Eve or New Year's Eve is on a Sunday, from 12 noon to 2 a.m. the following day.

- 1 (7) For the holders of a Class C (on-sale) beer, wine and liquor license
2 sales are permitted:
- 3 (i) Monday through Saturday from 10 a.m. through 1 a.m. the
4 following day; and
- 5 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
6 Eve or New Year's Eve is on a Sunday, from 12 noon to 2 a.m. the following day.
- 7 (8) For the holders of a Class 6 pub-brewery license, sales are permitted:
- 8 (i) Monday through Saturday from 7 a.m. through 1 a.m. the
9 following day; and
- 10 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
11 Eve or New Year's Eve is on a Sunday, from 12 noon through 2 a.m. the following day.
- 12 (9) For the holders of a Class A light wine license, sales are permitted:
- 13 (i) Monday through Saturday from 6 a.m. through 1 a.m. the
14 following day; and
- 15 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
16 Eve or New Year's Eve is on a Sunday, from 12 noon through 2 a.m. the following day.
- 17 (10) For the holders of a Class A beer and light wine license, sales are
18 permitted:
- 19 (i) Monday through Saturday from 6 a.m. through 1 a.m. the
20 following day; and
- 21 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
22 Eve or New Year's Eve is on a Sunday, from 12 noon through 2 a.m. the following day.
- 23 (11) For the holders of a Class C beer and light wine license, sales are
24 permitted:
- 25 (i) Monday through Saturday from 6 a.m. through 1 a.m. the
26 following day; and
- 27 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
28 Eve or New Year's Eve is on a Sunday, from 12 noon through 2 a.m. the following day.
- 29 (12) For the holders of a Class D beer and light wine license, sales are
30 permitted:
- 31 (i) Monday through Saturday from 6 a.m. through 1 a.m. the
32 following day; and
- 33 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
34 Eve or New Year's Eve is on a Sunday, from 12 noon through 2 a.m. the following day.

1 (13) For the holders of a Class A beer, wine and liquor license, sales are
2 permitted:

3 (i) Monday through Saturday from 6 a.m. through 12 midnight the
4 following day; and

5 (ii) Sunday from 12 noon through 12 midnight, except if Christmas
6 Eve or New Year's Eve is on a Sunday, from 12 noon through 2 a.m. the following day.

7 (C) (1) ON-SALE CONSUMPTION OF ALCOHOLIC BEVERAGES IS ALLOWED
8 FOR 1 HOUR AFTER THE TIMES THAT LICENSE HOLDERS MUST CEASE SALES UNDER
9 SUBSECTION (B) OF THIS SECTION.

10 (2) WHEN THE HOUR FOR CONSUMPTION ALLOWED UNDER PARAGRAPH
11 (1) OF THIS SUBSECTION ENDS, ALL TABLES AND BAR AREAS MUST BE CLEARED OF
12 ALCOHOLIC BEVERAGES.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 1999.