

HOUSE BILL 345

Unofficial Copy
A2

2001 Regular Session
(11r1530)

ENROLLED BILL

-- *Economic Matters/Economic and Environmental Affairs* --

Introduced by **Charles County Delegation**

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.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Charles County - Alcoholic Beverages - Class B Bed and Breakfast License**

3 FOR the purpose of authorizing the Charles County Board of License Commissioners
4 to issue a special Class B-B&B (bed and breakfast) on-sale beer, wine and
5 liquor license; establishing the qualifications for the license; authorizing a Class
6 B-B&B licensee to sell alcoholic beverages to certain persons; establishing
7 annual fees for the license; establishing the hours and days for sale for the
8 license; authorizing the Board to adopt certain regulations; establishing that the
9 license is void under certain circumstances; defining a certain term; and
10 generally relating to the Class B-B&B (bed and breakfast) license in Charles
11 County.

12 BY repealing and reenacting, with amendments,
13 Article 2B - Alcoholic Beverages
14 Section 6-201(j)
15 Annotated Code of Maryland
16 (1998 Replacement Volume and 2000 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 6-201.

5 (j) (1) This subsection applies only in Charles County.

6 (2) The annual license fee is \$300.

7 (3) This license shall provide for the consumption of beer, wine and
8 liquor on the premises only.

9 (4) (i) There is in addition to the classes provided for, a special Class B
10 license known as a Class BLX, which is issued only to luxury-type restaurants.

11 (ii) The Class BLX license shall be applied for in the same manner
12 as are other classes of licenses.

13 (iii) The license fee is \$2,000.

14 (iv) A luxury-type restaurant shall be defined by the Board of
15 Liquor License Commissioners.

16 (v) The restaurant may not have:

17 1. Less than a minimum capital investment of \$550,000 for
18 the dining room facilities and kitchen equipment, not including the cost of land,
19 buildings, or leases; and

20 2. A seating capacity of less than 150 persons.

21 (5) (I) 1. IN THIS PARAGRAPH, "GUEST" MEANS A PERSON WHOSE
22 NAME AND ADDRESS APPEAR ON THE REGISTRY THAT IS MAINTAINED BY THE
23 ESTABLISHMENT AND WHO IS AN OCCUPANT OF A SLEEPING ROOM IN THE
24 ESTABLISHMENT.

25 2. "GUEST" DOES NOT INCLUDE A PERSON WHO IS
26 REGISTERED ONLY FOR THE PURPOSE OF OBTAINING ALCOHOLIC BEVERAGES.

27 (II) THERE IS A SPECIAL CLASS B-B&B (BED AND BREAKFAST)
28 ON-SALE BEER, WINE, AND LIQUOR LICENSE.

29 (III) THE BOARD MAY ISSUE A CLASS B-B&B LICENSE.

30 (IV) TO QUALIFY FOR A CLASS B-B&B LICENSE, THE APPLICANT'S
31 ESTABLISHMENT:

1 1. SHALL HAVE ROOMS, EXCLUDING THE RESIDENT
2 MANAGEMENT QUARTERS, THAT THE PUBLIC, FOR CONSIDERATION, MAY USE FOR
3 SLEEPING ACCOMMODATIONS FOR A SPECIFIED PERIOD OF TIME; AND

4 2. MAY NOT HAVE DINING FACILITIES THAT ARE OPEN TO
5 THE GENERAL PUBLIC.

6 (V) A CLASS B-B&B LICENSEE MAY SELL BEER, WINE, AND LIQUOR
7 ONLY TO GUESTS FOR CONSUMPTION ON THE LICENSED PREMISES.

8 (VI) THE ANNUAL LICENSE FEES ARE:

9 1. \$25 FOR AN ESTABLISHMENT WITH ONE TO FIVE
10 BEDROOMS; OR

11 2. \$50 FOR AN ESTABLISHMENT WITH SIX OR MORE
12 BEDROOMS.

13 (VII) THE HOURS AND DAYS FOR SALE UNDER THE LICENSE SHALL
14 BE IN ACCORDANCE WITH § 11-509 OF THIS ARTICLE.

15 (VIII) AN APPLICANT FOR A CLASS B-B&B LICENSE SHALL MEET ALL
16 OTHER QUALIFICATIONS TO HOLD AN ALCOHOLIC BEVERAGES LICENSE IN THE
17 COUNTY.

18 ~~(IV)~~ (IX) THE BOARD MAY ADOPT ADDITIONAL REGULATIONS
19 CONSISTENT WITH THIS PARAGRAPH.

20 (X) IF THE LICENSED PREMISES CEASES TO BE OPERATED AS A
21 BED AND BREAKFAST ESTABLISHMENT, THE LICENSE IS VOID.

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2001.