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By: **Charles County Delegation**

Introduced and read first time: January 29, 2001

Assigned to: Economic Matters

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A BILL ENTITLED

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)

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

19 **Article 2B - Alcoholic Beverages**

20 6-201.

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

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

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

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

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

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

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

6 (v) The restaurant may not have:

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

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

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

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

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

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

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

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

25 2. MAY NOT HAVE DINING FACILITIES THAT ARE OPEN TO  
26 THE GENERAL PUBLIC.

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

29 (VI) THE ANNUAL LICENSE FEES ARE:

30 1. \$25 FOR AN ESTABLISHMENT WITH ONE TO FIVE  
31 BEDROOMS; OR

32 2. \$50 FOR AN ESTABLISHMENT WITH SIX OR MORE  
33 BEDROOMS.

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

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

6 (IV) THE BOARD MAY ADOPT ADDITIONAL REGULATIONS  
7 CONSISTENT WITH THIS PARAGRAPH.

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

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