#### HOUSE BILL 1084

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### By: **Delegates Conway and Cane** Introduced and read first time: February 9, 2001

Assigned to: Economic Matters

Committee Report: Favorable House action: Adopted Read second time: March 13, 2001

CHAPTER\_\_\_\_\_

1 AN ACT concerning

#### 2

# Wicomico County - Alcoholic Beverages - Restaurant License Fee

3 FOR the purpose of altering the annual fee in Wicomico County for a Class B beer,

- 4 wine and liquor license for restaurants; and generally relating to alcoholic
- 5 beverages license fees in Wicomico County.

6 BY repealing and reenacting, without amendments,

- 7 Article 2B Alcoholic Beverages
- 8 Section 6-201(x)(1)
- 9 Annotated Code of Maryland
- 10 (1998 Replacement Volume and 2000 Supplement)

11 BY repealing and reenacting, with amendments,

- 12 Article 2B Alcoholic Beverages
- 13 Section 6-201(x)(2)
- 14 Annotated Code of Maryland
- 15 (1998 Replacement Volume and 2000 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

- 17 MARYLAND, That the Laws of Maryland read as follows:
- 18

## Article 2B - Alcoholic Beverages

19 6-201.

20 (x) (1) This subsection applies only in Wicomico County.

2				HOUSE BILL 1084			
1	(2) (i)		This par	agraph applies solely to hotel and restaurant licenses.			
2	(ii)	)	The ann	ual license fee is:			
3			1.	For a restaurant - [\$1,100] \$1,320; and			
4			2.	For a hotel - \$1,650.			
5	(iii	i)	1.	This license may be issued to a bona fide hotel which:			
6 7	providing services ordina		A. und in h	Is an establishment for the accommodation of the public otels; and			
	B. Is equipped with not fewer than 25 rooms, a lobby with 9 registration and mail desk and seating facilities and a dining room which serves 0 full-course meals at least twice daily.						
11 12	the premises.		2.	A hotel license does not permit sales for consumption off			
13	(iv	7)	1.	This license may be issued to a restaurant which:			
14 15	public;		A.	Is a business establishment for the accommodation of the			
B. Is fully equipped with a proper and adequate dining room with facilities for preparing and serving regular meals;							
20	18 C. Has a regular seating capacity at tables (not including 19 seats at bars or counters) for 75 or more persons seated comfortably and adequately 20 and shall meet the minimum requirements of the fire code applicable to the 21 jurisdiction where the restaurant is located; and						
24 25	D. Has the average daily receipts from the sale of foods for each month exceed the average daily receipts from the sale of alcoholic beverages. In calculating average daily receipts from the sale of foods, no allocation of foodstuff contained in any mixed drink may be included in average daily receipts from the sale of food.						
27 28	liquor licensees.		2.	The seating does not affect present Class B beer, wine and			
	<ul> <li>3. This license requires the sale of alcoholic beverages for</li> <li>0 consumption only on the inside of the restaurant premises. A person may not enter or</li> <li>1 egress the premises while in possession of any alcoholic beverages.</li> </ul>						
	<ul> <li>(v) 1. Except for the purchase of beer and light wine, the holder</li> <li>shall purchase all of the alcoholic beverages that are sold for consumption on the</li> <li>premises from the County dispensary.</li> </ul>						

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<ol> <li>than 15 percent above the</li> <li>that the holder purchases.</li> </ol>	2. wholesale o	The County dispensary may not charge the holder more peration cost to the dispensary for each item				
4 (vi)	1.	"Lounge area" means a room or area that includes:				
5	A.	A bar where alcoholic beverages are served; and				
6B.An entertainment facility in the same room or area as the7bar, although entertainment need not be in progress.						
8 2. The holder of this license may prohibit a person under the 9 legal drinking age in the State from entering the lounge area on the licensed premises 10 after 9:00 p.m., unless this person is accompanied by a parent or legal guardian who 11 is of the legal drinking age in the State.						
12 13 fee for each person who e	3. nters or who	The holder of this license may charge an entertainment o is present during the time live entertainment is				

14 in progress in the lounge area.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 16 October 1, 2001.

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