

SENATE BILL 29

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SB 671/99 - EEA

2001 Regular Session  
1r0845

(PRE-FILED)

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By: **Senator Forehand**

Requested: November 13, 2000

Introduced and read first time: January 10, 2001

Assigned to: Economic and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages - Drive-Through Facilities - Prohibition**

3 FOR the purpose of imposing a statewide prohibition against an alcoholic beverages  
4 licensee operating a drive-through purchase facility where alcoholic beverages  
5 are sold at retail, offered for sale, or dispensed through a window or door to a  
6 purchaser in or on a motor vehicle for off-premises consumption; repealing a  
7 similar local provision; making this Act inapplicable to certain alcoholic  
8 beverages licenses with a drive-through purchase facility before a certain date  
9 and to certain transfers of certain alcoholic beverages licenses; and generally  
10 relating to the operation of drive-through facilities for the sale of alcoholic  
11 beverages.

12 BY adding to  
13 Article 2B - Alcoholic Beverages  
14 Section 12-114  
15 Annotated Code of Maryland  
16 (1998 Replacement Volume and 2000 Supplement)

17 BY repealing and reenacting, with amendments,  
18 Article 2B - Alcoholic Beverages  
19 Section 12-207  
20 Annotated Code of Maryland  
21 (1998 Replacement Volume and 2000 Supplement)

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

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**Article 2B - Alcoholic Beverages**

2 12-114.

3 AN ALCOHOLIC BEVERAGES LICENSEE MAY NOT SELL, OFFER TO SELL, OR  
4 DISPENSE ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION THROUGH A  
5 FACILITY COMMONLY KNOWN AS A DRIVE-THROUGH WINDOW.

6 12-207.

7 (a) This section applies only in Carroll County.

8 (b) A licensee may not sell, offer to sell, or dispense any alcoholic beverages  
9 from what is commonly termed a walk-up [or drive-through] window.

10 SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this  
11 Act do not apply to any existing alcoholic beverages license that has a drive-through  
12 purchase facility prior to February 1, 2001, or the transfer of any existing alcoholic  
13 beverages license that has a drive-through purchase facility.

14 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take  
15 effect October 1, 2001.