

SENATE BILL 29

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SB 671/99 - EEA

2001 Regular Session
11r0845

(PRE-FILED)

By: **Senator Forehand**

Requested: November 13, 2000

Introduced and read first time: January 10, 2001

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: January 31, 2001

CHAPTER _____

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:

1

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.