
By: **Montgomery County Delegation**

Introduced and read first time: February 6, 2002

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County - Alcoholic Beverages Licenses - Swimming Pools**
3 **MC 203-02**

4 FOR the purpose of authorizing the Montgomery County Board of License
5 Commissioners to issue a one-day special Class C beer license, beer and wine
6 license, or beer, wine and liquor license to certain swimming pool clubs;
7 specifying certain criteria for swimming pool clubs regarding membership and
8 licensure; specifying hours during which the license may be exercised;
9 prohibiting with a certain exception persons under a certain age from attending
10 certain entertainments; and generally relating to alcoholic beverages licenses
11 for swimming pool clubs in Montgomery County.

12 BY repealing and reenacting, without amendments,
13 Article 2B - Alcoholic Beverages
14 Section 7-101(b)(1)(i) and (d)(1)(i)
15 Annotated Code of Maryland
16 (1998 Replacement Volume and 2001 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article 2B - Alcoholic Beverages
19 Section 7-101(b)(10) and (d)(10)
20 Annotated Code of Maryland
21 (1998 Replacement Volume and 2001 Supplement)

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

24 **Article 2B - Alcoholic Beverages**

25 7-101.

26 (b) (1) (i) Subject to subsection (a) of this section, a special Class C beer
27 license or a special Class C beer and wine license entitles the holder to exercise any of
28 the privileges conferred by the respective classes of licenses for the use of any person

1 holding any bona fide entertainment conducted by any club, society or association at
2 the place described in the license, for a period not exceeding seven consecutive days
3 from the effective date thereof.

4 (10) In Montgomery County:

5 (I) [the] THE fee is \$15 per day;

6 (II) 1. IN ADDITION TO PARAGRAPH (1)(I) OF THIS SUBSECTION
7 AND NOTWITHSTANDING § 1-102(A)(4) OF THIS ARTICLE, THE BOARD OF LICENSE
8 COMMISSIONERS MAY ISSUE A ONE-DAY SPECIAL CLASS C BEER LICENSE OR A
9 ONE-DAY SPECIAL CLASS C BEER AND WINE LICENSE TO A SWIMMING POOL CLUB
10 THAT:

11 A. IS OPERATED AS A FOR PROFIT OR NONPROFIT CLUB;

12 B. HAS AT LEAST 100 BONA FIDE MEMBERS EACH OF WHOM
13 PAYS ANNUAL DUES OF NOT LESS THAN \$50; AND

14 C. IS LICENSED BY THE MONTGOMERY COUNTY
15 DEPARTMENT OF HEALTH, LICENSURE AND REGULATORY DIVISION; AND

16 2. NOTWITHSTANDING ANY OTHER PROVISION IN THIS
17 ARTICLE, THE ONLY HOURS DURING WHICH THE PRIVILEGES CONFERRED BY A
18 LICENSE ISSUED UNDER THIS SUBPARAGRAPH MAY BE EXERCISED ARE FROM 11 A.M.
19 TO 11 P.M.; AND

20 (III) A PERSON UNDER THE AGE OF 21 YEARS MAY NOT ATTEND THE
21 ENTERTAINMENT FOR WHICH THE ONE-DAY SPECIAL CLASS C BEER LICENSE OR
22 ONE-DAY SPECIAL CLASS C BEER AND WINE LICENSE IS ISSUED, UNLESS THE
23 PERSON IS EMPLOYED BY THE LICENSEE TO HELP CONDUCT THE ENTERTAINMENT.

24 (d) (1) (i) A special Class C beer, wine and liquor license entitles the
25 holder to exercise any of the privileges conferred by this class of license for the use of
26 any person holding a bona fide entertainment conducted by a club, society, or
27 association at the place described for a period not exceeding seven consecutive days,
28 upon the payment of a fee of \$15 per day.

29 (10) [In] NOTWITHSTANDING PARAGRAPH (1)(I) OF THIS SUBSECTION, IN
30 Montgomery County:

31 (I) [the] THE fee is \$30 per day;

32 (II) 1. NOTWITHSTANDING § 1-102(A)(4) OF THIS ARTICLE, THE
33 BOARD OF LICENSE COMMISSIONERS MAY ISSUE A ONE-DAY SPECIAL CLASS C BEER,
34 WINE AND LIQUOR LICENSE TO A SWIMMING POOL CLUB THAT:

35 A. IS OPERATED AS A FOR PROFIT OR NONPROFIT CLUB;

1 B. HAS AT LEAST 100 BONA FIDE MEMBERS EACH OF WHOM
2 PAYS ANNUAL DUES OF NOT LESS THAN \$50; AND

3 C. IS LICENSED BY THE MONTGOMERY COUNTY
4 DEPARTMENT OF HEALTH, LICENSURE AND REGULATORY DIVISION; AND

5 2. NOTWITHSTANDING ANY OTHER PROVISION IN THIS
6 ARTICLE, THE ONLY HOURS DURING WHICH THE PRIVILEGES CONFERRED BY A
7 LICENSE ISSUED UNDER THIS SUBPARAGRAPH MAY BE EXERCISED ARE FROM 11 A.M.
8 TO 11 P.M.; AND

9 (III) A PERSON UNDER THE AGE OF 21 YEARS MAY NOT ATTEND THE
10 ENTERTAINMENT FOR WHICH THE ONE-DAY SPECIAL CLASS C BEER, WINE AND
11 LIQUOR LICENSE AUTHORIZED UNDER THIS PARAGRAPH IS ISSUED, UNLESS THE
12 PERSON IS EMPLOYED BY THE LICENSEE TO HELP CONDUCT THE ENTERTAINMENT.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 June 1, 2002.