
By: **Montgomery County Delegation**
Introduced and read first time: February 6, 2002
Assigned to: Economic Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 12, 2002

CHAPTER _____

1 AN ACT concerning

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

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

13 BY repealing and reenacting, without amendments,
14 Article 2B - Alcoholic Beverages
15 Section 7-101(b)(1)(i) and (d)(1)(i)
16 Annotated Code of Maryland
17 (1998 Replacement Volume and 2001 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article 2B - Alcoholic Beverages
20 Section 7-101(b)(10) and (d)(10)
21 Annotated Code of Maryland
22 (1998 Replacement Volume and 2001 Supplement)

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

3 **Article 2B - Alcoholic Beverages**

4 7-101.

5 (b) (1) (i) Subject to subsection (a) of this section, a special Class C beer
6 license or a special Class C beer and wine license entitles the holder to exercise any of
7 the privileges conferred by the respective classes of licenses for the use of any person
8 holding any bona fide entertainment conducted by any club, society or association at
9 the place described in the license, for a period not exceeding seven consecutive days
10 from the effective date thereof.

11 (10) In Montgomery County:

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

13 (II) ~~1.~~ IN ADDITION TO PARAGRAPH (1)(I) OF THIS SUBSECTION
14 AND NOTWITHSTANDING § 1-102(A)(4) OF THIS ARTICLE, THE BOARD OF LICENSE
15 COMMISSIONERS MAY ISSUE A ONE-DAY SPECIAL CLASS C BEER LICENSE OR A
16 ONE-DAY SPECIAL CLASS C BEER AND WINE LICENSE TO A COMMUNITY SWIMMING
17 POOL CLUB. ~~THAT:~~

18 A. ~~IS OPERATED AS A FOR PROFIT OR NONPROFIT CLUB;~~

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

21 C. ~~IS LICENSED BY THE MONTGOMERY COUNTY~~
22 ~~DEPARTMENT OF HEALTH, LICENSURE AND REGULATORY DIVISION; AND~~

23 ~~2.~~ NOTWITHSTANDING ANY OTHER PROVISION IN THIS
24 ARTICLE, THE ONLY HOURS DURING WHICH THE PRIVILEGES CONFERRED BY A
25 LICENSE ISSUED UNDER THIS SUBPARAGRAPH MAY BE EXERCISED ARE FROM 11 A.M.
26 TO 11 P.M.; AND

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

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

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

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

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

5 A. ~~IS OPERATED AS A FOR PROFIT OR NONPROFIT CLUB;~~

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

8 C. ~~IS LICENSED BY THE MONTGOMERY COUNTY~~
9 ~~DEPARTMENT OF HEALTH, LICENSURE AND REGULATORY DIVISION; AND~~

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

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

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