

Department of Legislative Services
Maryland General Assembly
2002 Session

FISCAL NOTE

House Bill 1397
Economic Matters

(Dorchester County Delegation)

Education, Health, and Environmental Affairs

Dorchester County - Alcoholic Beverages - Class B Licenses

This bill reduces the minimum seating capacity requirement from 100 to 75 seats at tables for restaurants, motels, and hotels in Dorchester County with a Class B beer, wine, and liquor license.

The bill is effective July 1, 2002.

Fiscal Summary

State Effect: None.

Local Effect: Dorchester County revenues would increase by \$1,000 for each Class B beer, wine, and liquor license issued.

Small Business Effect: To the extent that a smaller seating requirement allows an existing restaurant to obtain or a new restaurant to open with a Class B beer, wine, and liquor license small business restaurants, hotels, and motels could be positively impacted.

Analysis

Current Law: In Dorchester County, restaurants, hotels, and motels holding a Class B beer, wine, and liquor license is required to have at least 100 seats at tables.

Generally, the minimum number of seats required for a hotel or a motel with a Class B beer, wine, and liquor license is 125 seats. However, in Carroll and Frederick counties

the minimum seating required for a hotel or a motel is 50 seats not including seats at bars or counters.

There are no provisions of law that apply statewide regarding the number of seats in a restaurant as a requirement for holding a Class B beer, wine, and liquor license, although seating requirements vary in each jurisdiction. For illustration purposes only, some examples follow: in Prince George's County the minimum seating requirement is 100 seats for a BLX licensee or 150 seats for a catering establishment licensee; in Somerset County the minimum seating requirement is 50 seats at tables; in Wicomico County the minimum seating requirement is 75 seats at tables; in Talbot County the minimum seating requirement is 50 seats; and in Worcester County the minimum seating requirement in a restaurant is 70 seats.

Background: Dorchester County advises that it expects very few potential new applicants to apply for a Class B beer, wine, and liquor license if the seating requirement is reduced to 75 seats. Dorchester County further advises that nearly all of its existing Class B beer, wine, and liquor licensees held their licenses before the seating requirement became effective and reducing the seating requirement from 100 to 75 seats brings all existing Class B beer, wine, and liquor licensees into compliance with the license's seating requirements.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Dorchester County, Department of Legislative Services

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ncs/hlb

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