
By: **Harford County Delegation**

Introduced and read first time: January 31, 2005

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 15, 2005

CHAPTER _____

1 AN ACT concerning

2 **Harford County - Alcoholic Beverages - Class B-BB (Bed and Breakfast)**
3 **License**

4 FOR the purpose of establishing a 7-day Class B-BB (bed and breakfast) on-sale
5 beer, wine and liquor license in Harford County; providing the qualifications
6 that must be met for the issuance or reissuance of a license under this Act;
7 restricting the holder of a license under this Act to the sale of alcoholic beverages
8 to certain on-premises consumption and to certain individuals who are guests of
9 the establishment; authorizing the holder of a license under this Act to keep for
10 sale and sell alcoholic beverages during certain catered events; providing for an
11 annual fee for the license; providing that a license issued under this Act is void
12 under certain circumstances; authorizing the Liquor Control Board to adopt
13 certain regulations; and generally relating to 7-day Class B-BB (bed and
14 breakfast) on-sale beer, wine and liquor licenses in Harford County.

15 BY repealing and reenacting, without amendments,
16 Article 2B - Alcoholic Beverages
17 Section 6-201(n)(1)
18 Annotated Code of Maryland
19 (2001 Replacement Volume and 2004 Supplement)

20 BY adding to
21 Article 2B - Alcoholic Beverages
22 Section 6-201(n)(7)
23 Annotated Code of Maryland
24 (2001 Replacement Volume and 2004 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 6-201.

5 (n) (1) This subsection applies only in Harford County.

6 (7) (I) THERE IS A 7-DAY CLASS B-BB (BED AND BREAKFAST) ON-SALE
7 BEER, WINE AND LIQUOR LICENSE THAT MAY BE ISSUED BY THE LIQUOR CONTROL
8 BOARD.

9 (II) TO QUALIFY FOR THE ISSUANCE OR REISSUANCE OF A CLASS
10 B-BB LICENSE, THE APPLICANT'S OR THE CLASS B-BB LICENSE HOLDER'S
11 ESTABLISHMENT, AS APPROPRIATE, SHALL:

12 1. PROVIDE SERVICES ORDINARILY PROVIDED BY A BED AND
13 BREAKFAST ESTABLISHMENT;

14 2. CONTAIN AT LEAST ONE ROOM BUT NOT MORE THAN 10
15 ROOMS, EACH WITH SLEEPING ACCOMMODATIONS, EXCLUDING RESIDENT
16 MANAGEMENT QUARTERS, THAT THE PUBLIC FOR CONSIDERATION MAY USE FOR A
17 SPECIFIED TIME;

18 3. BE APPROVED BY THE APPROPRIATE LOCAL
19 GOVERNMENT AUTHORITY TO OPERATE AS A BED AND BREAKFAST ESTABLISHMENT;
20 AND

21 4. HAVE A KITCHEN FACILITY THAT HAS BEEN APPROVED
22 BY THE APPROPRIATE LOCAL GOVERNMENT AUTHORITY.

23 (III) THE HOLDER OF A CLASS B-BB LICENSE MAY SELL ALCOHOLIC
24 BEVERAGES ONLY:

25 1. FOR CONSUMPTION ON THE PREMISES DURING THE
26 HOURS AND DAYS THAT ARE ALLOWED FOR A CLASS B ON-SALE BEER, WINE AND
27 LIQUOR LICENSE ISSUED IN THE COUNTY; AND

28 2. TO A GUEST WHOSE NAME AND ADDRESS APPEARS ON
29 THE REGISTRY THAT IS MAINTAINED BY THE ESTABLISHMENT AND WHO IS AN
30 OCCUPANT OF A SLEEPING ROOM IN THE ESTABLISHMENT.

31 (IV) THE HOLDER OF A CLASS B-BB LICENSE MAY NOT SELL
32 ALCOHOLIC BEVERAGES TO A PERSON WHO:

33 1. IS NOT A GUEST OF THE ESTABLISHMENT; OR

34 2. IS REGISTERED AS A GUEST AT THE ESTABLISHMENT
35 ONLY FOR THE PURPOSE OF OBTAINING ALCOHOLIC BEVERAGES.

1 (V) 1. SUBJECT TO THE REQUIREMENT OF SUBSUBPARAGRAPH
2 2 OF THIS SUBPARAGRAPH, THE CLASS B-BB LICENSE AUTHORIZES THE HOLDER OF
3 THE LICENSE TO KEEP FOR SALE AND SELL BEER, WINE AND LIQUOR FOR
4 ON-PREMISES CONSUMPTION DURING CATERED EVENTS THAT ARE CATERED BY
5 THE LICENSE HOLDER AT THE BED AND BREAKFAST ESTABLISHMENT IF THE
6 LICENSE HOLDER IS UNDER CONTRACT TO CATER THE EVENT.

7 2. FOOD MUST BE SERVED AT ALL CATERED EVENTS AT THE
8 BED AND BREAKFAST ESTABLISHMENT AT WHICH ALCOHOLIC BEVERAGES ARE
9 PROVIDED OR SOLD.

10 (VI) THE ANNUAL LICENSE FEE FOR A CLASS B-BB LICENSE IS
11 \$1,000.

12 (VII) 1. AT NO TIME MAY A BED AND BREAKFAST ESTABLISHMENT
13 BE OPERATED SOLELY FOR THE PURPOSE OF SELLING OR PROVIDING ALCOHOLIC
14 BEVERAGES.

15 2. IF AN ESTABLISHMENT ENDS OPERATIONS AS A BED AND
16 BREAKFAST ESTABLISHMENT:

17 A. THE CLASS B-BB LICENSE IS VOID; AND

18 B. THE HOLDER SHALL RETURN THE CLASS B-BB LICENSE
19 TO THE LIQUOR CONTROL BOARD.

20 (VIII) THE LIQUOR CONTROL BOARD SHALL ADOPT REGULATIONS TO:

21 1. IMPLEMENT THIS PARAGRAPH; AND

22 2. ENSURE THAT THE PRIMARY PURPOSE OF THE CLASS
23 B-BB LICENSE IS TO ALLOW THE HOLDER OF THE LICENSE TO OPERATE AN
24 ESTABLISHMENT AS A BED AND BREAKFAST ESTABLISHMENT.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 July 1, 2005.