

---

By: **Prince George's County Delegation**

Introduced and read first time: February 11, 2005

Assigned to: Economic Matters

---

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Class A Alcoholic Beverages Licensees - Hours for**  
3 **Sale**  
4 **PG 318-05**

5 FOR the purpose of altering the hours for sale in Prince George's County for a holder  
6 of a Class A off-sale alcoholic beverages license; clarifying the hours for sale for  
7 a holder of an on-sale alcoholic beverages license with off-sale privileges;  
8 clarifying language; making stylistic changes; and generally relating to the  
9 hours for sale for a Class A off-sale alcoholic beverages licensee in Prince  
10 George's County.

11 BY repealing and reenacting, without amendments,  
12 Article 2B - Alcoholic Beverages  
13 Section 11-517(a) and (c)  
14 Annotated Code of Maryland  
15 (2001 Replacement Volume and 2004 Supplement)

16 BY repealing and reenacting, with amendments,  
17 Article 2B - Alcoholic Beverages  
18 Section 11-517(b), (e), and (f)  
19 Annotated Code of Maryland  
20 (2001 Replacement Volume and 2004 Supplement)

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

23 **Article 2B - Alcoholic Beverages**

24 11-517.

25 (a) This section applies only in Prince George's County.

26 (b) (1) (I) A holder of any retail "ON-SALE" alcoholic beverage license or  
27 any agent, servant or employee of a holder of any "ON-SALE" alcoholic beverage

1 license may not sell or serve any alcoholic beverages or permit any alcoholic beverages  
2 to be consumed on the licensed premises between the hours of 2:00 a.m. and 6:00 a.m.,  
3 except as provided in subsection (c) of this section. [A holder of any retail alcoholic  
4 beverage license or any agent, servant or employee of a holder of any alcoholic  
5 beverages license may not sell any alcoholic beverage or permit any alcoholic  
6 beverage to be consumed on the licensed premises between the hours of 2:00 a.m. and  
7 6:00 a.m., except as provided in subsection (c) of this section.]

8 (II) A HOLDER OF A RETAIL "ON-SALE" ALCOHOLIC BEVERAGES  
9 LICENSE WITH OFF-SALE PRIVILEGES MAY NOT SELL ALCOHOLIC BEVERAGES FOR  
10 CONSUMPTION OFF THE LICENSED PREMISES BETWEEN THE HOURS OF 2:00 A.M.  
11 AND 6:00 A.M.

12 (III) Holders of any "on-sale" retail alcoholic beverage license, their  
13 agents, servants, or employees may sell beer and light wine on Sunday, except  
14 between the hours of 2:00 a.m. and 8:00 a.m.

15 (IV) A holder of any Class B restaurant license, with or without a  
16 Sunday permit, may sell beer, wine and liquor on Sunday when it falls on Christmas  
17 Eve or New Year's Eve, except between the hours of [2 a.m.] 2:00 A.M. and [8 a.m.]  
18 8:00 A.M.

19 (2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A  
20 HOLDER OF A RETAIL CLASS A (OFF-SALE) ALCOHOLIC BEVERAGES LICENSE, OR ANY  
21 AGENT, SERVANT, OR EMPLOYEE OF THE HOLDER, MAY NOT SELL ANY ALCOHOLIC  
22 BEVERAGES BETWEEN THE HOURS OF 10:00 P.M. AND 6:00 A.M. OF THE FOLLOWING  
23 DAY.

24 (II) A holder of a Class A beer, wine and liquor license or any agent,  
25 servant or employee of a holder of a Class A beer, wine and liquor license may not  
26 make any sale [between the hours of 2:00 a.m. and 6:00 a.m. or on Sunday after 2:00  
27 a.m.] ON SUNDAY except BETWEEN THE HOURS OF 6:00 A.M. AND 10:00 P.M. when  
28 December 24 and 31 fall on a Sunday.

29 (c) Notwithstanding any other provisions of this article, if a Class B on-sale  
30 licensee has live entertainment within the licensed premises on Friday, or Saturday  
31 nights, the licensee may sell or serve alcoholic beverages, in accordance with his  
32 license, between the hours of 6:00 a.m. and 3:00 a.m. of the following day.

33 (e) The holder of a Class A (off-sale) license who offers for sale in his licensed  
34 premises commodities other than alcoholic beverages and is open on Sundays for the  
35 sale of such commodities shall keep all alcoholic beverages upon the premises in a  
36 separate beverage department securely closed and locked in a compartment,  
37 compartments or enclosure between the hours of [2:00 a.m. on Sunday] 10:00 P.M. ON  
38 SATURDAY and 6:00 a.m. the following Monday, subject to regulations of the Board of  
39 License Commissioners not inconsistent with the provisions hereof. The provisions of  
40 this subsection do not apply to alcoholic beverages in storage areas which are not  
41 open to the public.

1 (f) Notwithstanding any other provisions of this article, but in addition  
2 thereto the holder of a beer, wine and liquor license, Class B, his agents, servants or  
3 employees may not sell any alcoholic beverages for consumption off the licensed  
4 premises between the hours of 2:00 a.m. and 6:00 a.m. or on Sunday after 2:00 a.m.  
5 from any separate store established on the licensed premises as an "off-sale store" or  
6 to keep an "off-sale store" open for business on Sunday after [2 a.m.] 2:00 A.M. except  
7 that beer and light wine only may be sold from an "off-sale" store which is attached to  
8 and a part of the licensed premises on Sunday after [eight a.m.] 8:00 A.M. until [two  
9 a.m.] 2:00 A.M. the day following. For the purpose of this provision, the Board of  
10 License Commissioners shall determine by reasonable standards what shall  
11 constitute an "off-sale store". Nothing further herein shall be construed to permit  
12 sales at any time between [2 a.m.] 2:00 A.M. and [6 a.m.] 6:00 A.M. of any day.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 2005.