
By: **Delegates Eckardt, Haddaway, and Cane**
Introduced and read first time: February 6, 2006
Assigned to: Economic Matters

Committee Report: Favorable
House action: Adopted
Read second time: March 24, 2006

CHAPTER_____

1 AN ACT concerning

2 **Dorchester County - Alcoholic Beverages - Bottle Clubs**

3 FOR the purpose of prohibiting a bottle club in Dorchester County from selling,
4 giving, serving, dispensing, keeping, or allowing to be consumed alcoholic
5 beverages and certain other beverages; prohibiting an unlicensed business from
6 knowingly allowing customers to bring alcoholic beverages for consumption into
7 an unlicensed building; establishing a certain penalty for a violation of this Act;
8 authorizing the Board of License Commissioners to grant a certain waiver of the
9 provisions of this Act; requiring the Board to adopt certain regulations; defining
10 a certain term; and generally relating to bottle clubs in Dorchester County.

11 BY adding to
12 Article 2B - Alcoholic Beverages
13 Section 20-105.1
14 Annotated Code of Maryland
15 (2005 Replacement Volume)

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

18 **Article 2B - Alcoholic Beverages**

19 20-105.1.

20 (A) IN THIS SECTION, "BOTTLE CLUB" MEANS A CLUB, ROOM, OR PREMISES:

21 (1) THAT SERVES, SELLS, GIVES, OR DISPENSES ALCOHOLIC BEVERAGES
22 TO ITS MEMBERS OR GUESTS;

1 (2) THAT KEEPS FOR ITS MEMBERS OR GUESTS ANY ALCOHOLIC
2 BEVERAGES;

3 (3) THAT ALLOWS TO BE CONSUMED BY ITS MEMBERS OR GUESTS ON
4 ITS PREMISES ANY ALCOHOLIC BEVERAGES THAT HAVE BEEN RESERVED OR
5 PURCHASED BY THE MEMBERS OR GUESTS;

6 (4) AT WHICH PATRONS ARE SERVED, GIVEN, OR ALLOWED TO CONSUME
7 ALCOHOLIC BEVERAGES AFTER LEGAL CLOSING HOURS FROM THE SUPPLIES THAT
8 THE PATRONS HAVE PREVIOUSLY PURCHASED OR RESERVED; OR

9 (5) THAT SELLS, DISPENSES, OR SERVES TO, KEEPS FOR, OR ALLOWS TO
10 BE CONSUMED ANY SETUPS OR OTHER COMPONENT PARTS OF MIXED ALCOHOLIC
11 DRINKS BY ITS MEMBERS OR GUESTS.

12 (B) THIS SECTION APPLIES ONLY IN DORCHESTER COUNTY.

13 (C) A BOTTLE CLUB MAY NOT EVADE THE ALCOHOLIC BEVERAGE LICENSE
14 LAWS, INCLUDING THOSE LAWS RELATING TO HOURS OF OPERATION AND THE SALE,
15 GIVING, SERVING, DISPENSING, KEEPING, AND ALLOWING TO BE CONSUMED ON THE
16 PREMISES OF THE CLUB OR ON PREMISES UNDER ITS CONTROL OR IN ITS
17 POSSESSION ANY ALCOHOLIC BEVERAGE, SETUPS, OR OTHER COMPONENT PARTS OF
18 MIXED ALCOHOLIC DRINKS.

19 (D) A PERSON WHO OPERATES A BUSINESS ESTABLISHMENT FOR PROFIT
20 THAT IS NOT LICENSED UNDER THIS ARTICLE MAY NOT KNOWINGLY ALLOW
21 CUSTOMERS TO BRING ALCOHOLIC BEVERAGES FOR CONSUMPTION INTO AN
22 UNLICENSED BUILDING.

23 (E) ON THE FILING OF AN APPLICATION FOR A WAIVER OF THIS SECTION, THE
24 BOARD OF LICENSE COMMISSIONERS MAY GRANT THE WAIVER.

25 (F) THE BOARD OF LICENSE COMMISSIONERS SHALL ADOPT REGULATIONS
26 TO IMPLEMENT THIS SECTION.

27 (G) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR
28 AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$10,000.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
30 October 1, 2006.

