
By: **Senator Colburn**

Introduced and read first time: February 13, 2006

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, February 16, 2006

Committee Report: Favorable

Senate action: Adopted

Read second time: March 21, 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:

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

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

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

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

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

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

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

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

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

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

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

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

