

# HOUSE BILL 902

A2

8lr2842

---

By: **Carroll County Delegation**

Introduced and read first time: February 6, 2008

Assigned to: Economic Matters

---

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 12, 2008

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Carroll County – Alcoholic Beverages – Sunday Sales**

3 FOR the purpose of authorizing holders of certain alcoholic beverages licenses in  
4 Carroll County to sell certain alcoholic beverages during certain hours on  
5 Sundays; extending the hours of sale on Sunday for holders of certain other  
6 alcoholic beverages licenses; making certain stylistic changes; and generally  
7 relating to alcoholic beverages in Carroll County.

8 BY adding to

9 Article 2B – Alcoholic Beverages

10 Section 11–302(j)

11 Annotated Code of Maryland

12 (2005 Replacement Volume and 2007 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article 2B – Alcoholic Beverages

15 Section 11–303(a)(2), 5–401(h), and 11–507

16 Annotated Code of Maryland

17 (2005 Replacement Volume and 2007 Supplement)

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

20 **Article 2B – Alcoholic Beverages**

21 11–302.

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1           **(J) IN CARROLL COUNTY, THE PRIVILEGES CONFERRED BY A CLASS A**  
 2 **BEER AND LIGHT WINE LICENSE MAY BE EXERCISED FROM ~~NOON TO MIDNIGHT~~**  
 3 **11 A.M. TO 6 P.M. ON SUNDAYS.**

4 11-303.

5           (a) (2) The provisions of paragraph (1) of this subsection are superseded  
 6 as follows:

7                           (i) In Annapolis the hours may be fixed by the Mayor,  
 8 Counselor, and Aldermen of the City of Annapolis;

9                           **(II) IN CARROLL COUNTY, THE PRIVILEGES CONFERRED BY**  
 10 **A CLASS A BEER, WINE AND LIQUOR LICENSE MAY BE EXERCISED FROM 11 A.M.**  
 11 **TO ~~11 P.M.~~ 6 P.M. ON SUNDAY;**

12                           [(ii)] **(III)** In Frederick County holders of a Class A beer, wine  
 13 and liquor (off-sale) license may sell beer, wine and liquor for off-premises  
 14 consumption on Sundays from 1 p.m. to midnight if they hold a special Sunday  
 15 opening permit;

16                           [(iii)] **(IV)** In Kent County the provisions of § 11-515 of this  
 17 article apply;

18                           [(iv)] **(V)** In St. Mary's County holders of a Class A-1 license  
 19 may sell on Sunday; and

20                           [(v)] **(VI)** In Talbot County the hours are from 8 a.m. to 12  
 21 midnight.

22 5-401.

23           (h) **(1)** [In Carroll County the] **THIS SUBSECTION APPLIES ONLY TO**  
 24 **CARROLL COUNTY.**

25                           **(2) THE PRIVILEGES CONFERRED BY A CLASS D BEER AND LIGHT**  
 26 **WINE LICENSE MAY BE EXERCISED FROM 11 A.M. TO 11 P.M. ON SUNDAY.**

27                           **(3) THE** annual license fee is \$160.

28 11-507.

29           (a) This section applies only in Carroll County.

30           (b) (1) The following restrictions, limitations, and regulations apply.

1           (2)   (i)   Holders of “on-sale” licenses authorized under this article  
2 may sell, offer for sale, or dispense alcoholic beverages [during the hours of]  
3 **BETWEEN** 8 a.m. and 1 a.m. the following day and no other hours. Holders of these  
4 licenses may not sell, offer to sell or dispense any alcoholic beverages on Sunday  
5 except:

6                           1.   When the holder of that license is open for business on  
7 Saturday at midnight the licensee may remain open until 1 a.m. the Sunday  
8 immediately following;

9                           2.   Holders of Class C and H beer, wine and liquor  
10 licenses may reopen and may sell alcoholic beverages on Sundays between [the hours  
11 of 12 noon] **11 A.M.** and 1 a.m. the following Monday;

12                          3.   Holders of Class B beer, wine and liquor licenses may  
13 reopen and may sell alcoholic beverages on Sundays between [the hours of] 11 a.m.  
14 and 1 a.m. the following Monday; and

15                          4.   Holders of Class B beer and light wine, 7-day licenses  
16 may conduct “on-sales” of alcoholic beverages on Sundays between [the hours of 12  
17 noon] **11 A.M.** and 1 a.m. the following Monday.

18                           (ii)   In all cases in which a closing time is indicated in this  
19 subsection a licensee may not permit the drinking of any alcoholic beverage on the  
20 premises 15 minutes following the closing time indicated.

21           (3)   (i)   Holders of “off-sale” licenses under this article [shall only]  
22 **MAY** sell, offer for sale, or dispense the beverages defined in this article between [the  
23 hours of] 8 a.m. and 11 p.m. on Monday through Saturday, and [at no other time]  
24 **BETWEEN 11 A.M. AND 11 P.M. ON SUNDAY.**

25                           (ii)   Holders of Class B beer and light wine, 7-day licenses may  
26 conduct “off-sales” of alcoholic beverages only between [the hours of] 8 a.m. and 11  
27 p.m. on Monday through Saturday, and [at no other time] **BETWEEN 11 A.M. AND 11**  
28 **P.M. ON SUNDAY.**

29           (4)   A Class 4 manufacturer’s licensee may sell wine on Sundays, in a  
30 sealed package or container which may not be opened or the contents consumed on the  
31 licensee’s premises, subject to the other restrictions contained in § 2-205 of this  
32 article.

33           (5)   A Class A wine licensee may sell wine on Sundays.

34           (6)   The hours established in this subtitle for the sale of alcoholic  
35 beverages in Carroll County are hereby declared to be in accordance with Eastern

**HOUSE BILL 902**

1 Standard Time when such time is effective and the hours are declared to be in  
2 accordance with daylight time when such time is effective.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 July 1, 2008.

Approved:

---

Governor.

---

Speaker of the House of Delegates.

---

President of the Senate.