

# SENATE BILL 626

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EMERGENCY BILL

8lr1667

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By: ~~Senator Muse~~ **Senators Muse and Peters**

Introduced and read first time: February 1, 2008

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 18, 2008

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

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Convention Center License**

3 FOR the purpose of establishing a Class B–CC (convention center) beer, wine and  
4 liquor license in Prince George's County; specifying that a license may be issued  
5 only to a certain establishment that is equipped with certain rooms and  
6 facilities; providing for an annual license fee; requiring that the total average  
7 daily receipts from certain sources exceed the average daily receipts from the  
8 sale of alcoholic beverages; specifying certain hours of sale; authorizing the sale  
9 of alcoholic beverages from locked, prestocked private bars under certain  
10 circumstances; authorizing the sale of alcoholic beverages and dancing and live  
11 entertainment throughout the licensed establishment; specifying that this Act  
12 does not preclude a license holder from having an interest in certain other  
13 licenses; providing for certain exceptions to certain licensing restrictions;  
14 making this Act an emergency measure; and generally relating to the Class  
15 B–CC (convention center) alcoholic beverages license in Prince George's County.

16 BY repealing and reenacting, without amendments,  
17 Article 2B – Alcoholic Beverages  
18 Section 6–201(r)(1)(i) and 9–217(a)  
19 Annotated Code of Maryland  
20 (2005 Replacement Volume and 2007 Supplement)

21 BY adding to  
22 Article 2B – Alcoholic Beverages  
23 Section 6–201(r)(16)  
24 Annotated Code of Maryland

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**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 (2005 Replacement Volume and 2007 Supplement)

2 BY repealing and reenacting, with amendments,  
 3 Article 2B – Alcoholic Beverages  
 4 Section 9–101(d)(6), 9–102(a), and 9–217(d)  
 5 Annotated Code of Maryland  
 6 (2005 Replacement Volume and 2007 Supplement)

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

9 **Article 2B – Alcoholic Beverages**

10 6–201.

11 (r) (1) (i) This subsection applies only in Prince George’s County.

12 (16) (I) **THERE IS A CLASS B–CC (CONVENTION CENTER) BEER,**  
 13 **WINE AND LIQUOR LICENSE.**

14 (II) **A CLASS B–CC LICENSE MAY BE ISSUED ONLY TO AN**  
 15 **ESTABLISHMENT THAT IS RECOGNIZED AS A HOTEL FOR THE ACCOMMODATION**  
 16 **OF THE PUBLIC THAT PROVIDES SERVICES ORDINARILY PROVIDED IN HOTELS**  
 17 **AND THAT IS EQUIPPED WITH:**

18 1. **AT LEAST 1,500 BEDROOMS;**

19 2. **AT LEAST THREE DINING AREAS WITH FACILITIES**  
 20 **FOR PREPARING AND SERVING REGULAR MEALS;**

21 3. **ROOMS FOR MEETINGS, DISPLAYS, BANQUETS,**  
 22 **BALLS, DANCING, AND LIVE ENTERTAINMENT; AND**

23 4. **A BAR AND ENTERTAINMENT OR DANCING AREA**  
 24 **COMMONLY RECOGNIZED AS A NIGHTCLUB.**

25 (III) **THE ANNUAL LICENSE FEE IS \$20,000.**

26 (IV) **THE TOTAL AVERAGE DAILY RECEIPTS FROM THE HIRE**  
 27 **OF MEETING ROOMS, BEDROOMS, AND THE SALE OF FOOD OF A CLASS**  
 28 **B–CC LICENSED ESTABLISHMENT SHALL EXCEED THE AVERAGE DAILY**  
 29 **RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES.**

30 (V) **THE HOURS DURING WHICH ALCOHOLIC BEVERAGES**  
 31 **MAY BE SERVED AT A CLASS B–CC LICENSED ESTABLISHMENT ARE FROM 6 A.M.**  
 32 **UNTIL 3 A.M. THE NEXT MORNING, 7 DAYS A WEEK.**

1           (VI) 1.     **EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2**  
2 **OF THIS SUBPARAGRAPH, ALCOHOLIC BEVERAGES MAY BE SOLD FROM A**  
3 **LOCKED, PRESTOCKED PRIVATE BAR IN AN INDIVIDUAL GUEST ROOM IF THE**  
4 **CHARGES FOR THE ALCOHOLIC BEVERAGES SOLD ARE INDICATED ON THE**  
5 **GUEST ROOM BILL.**

6                     **2.     THE MANAGEMENT OF THE ESTABLISHMENT**  
7 **SHALL REMOVE THE BAR KEY FROM ANY ROOM THAT IS RENTED TO A GUEST**  
8 **UNDER THE AGE OF 21 YEARS.**

9                     (VII) **ALCOHOLIC BEVERAGES MAY BE SOLD FOR**  
10 **CONSUMPTION ON THE PREMISES THROUGHOUT THE LICENSED**  
11 **ESTABLISHMENT, BOTH INDOORS AND OUTDOORS, INCLUDING MEETING AND**  
12 **BANQUET ROOMS, PATIOS, VERANDAS, QUAYS, AND GREEN SPACES.**

13                    (VIII) **DANCING AND LIVE ENTERTAINMENT ARE AUTHORIZED**  
14 **THROUGHOUT THE LICENSED ESTABLISHMENT.**

15                    (IX) **THIS PARAGRAPH DOES NOT PRECLUDE A HOLDER OF A**  
16 **CLASS B-CC LICENSE FROM HAVING AN INTEREST IN OTHER ALCOHOLIC**  
17 **BEVERAGES LICENSES IN THE COUNTY.**

18 9-101.

19           (d) (6) This section does not apply to racetrack licenses, Class BLX  
20 licenses, arena licenses, Class BCE (catering) licenses, **CLASS B-CC (CONVENTION**  
21 **CENTER) LICENSES**, Class B/ECF (educational conference facility) licenses, issuance,  
22 renewal, or transfer of Class B-DD (development district) licenses, or to businesses  
23 whose sales of stock or interests are authorized for sale by the Securities and  
24 Exchange Commission of the United States.

25 9-102.

26           (a) No more than one license provided by this article, except by way of  
27 renewal or as otherwise provided in this section, shall be issued in any county or  
28 Baltimore City, to any person, or for the use of any partnership, corporation,  
29 unincorporated association, or limited liability company, in Baltimore City or any  
30 county of the State, and no more than one license shall be issued for the same  
31 premises except as provided in §§ 2-201 through 2-208, 2-301, and 6-701, and  
32 nothing herein shall be construed to apply to § 6-201(r)(15), § **6-201(R)(16)**, §  
33 7-101(b) and (c), § 8-202(g)(2)(ii) and (iii), § 8-508, or § 12-202 of this article.

34 9-217.

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

1 (d) This section does not apply to a license issued under the provisions of §  
2 6–201(r)(2), (5), [or] (15), **OR (16)**, or § 7–101 of this article.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
4 measure, is necessary for the immediate preservation of the public health or safety,  
5 has been passed by a yea and nay vote supported by three–fifths of all the members  
6 elected to each of the two Houses of the General Assembly, and shall take effect from  
7 the date it is enacted.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.