

## **CHAPTER 269**

**(House Bill 382)**

AN ACT concerning

### **Cecil County – Alcoholic Beverages – Restaurants – Percentage of Receipts from Food Sales**

FOR the purpose of altering the minimum percentage of annual receipts from the sale of food required of a restaurant licensed to sell alcoholic beverages in Cecil County; and generally relating to alcoholic beverages in Cecil County.

BY repealing and reenacting, with amendments,  
Article 2B – Alcoholic Beverages  
Section 11–508  
Annotated Code of Maryland  
(2005 Replacement Volume and 2007 Supplement)

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

#### **Article 2B – Alcoholic Beverages**

11–508.

(a) (1) In Cecil County, notwithstanding any other provisions of this subtitle, the hours during which sales of any alcoholic beverages may be made under any class of license issued under this article on any day, Monday through Saturday, are from 6 a.m. daily to 2 a.m. on the following day. It is unlawful for any person to sell or for any person to consume any alcoholic beverages on any premises licensed under this article between the hours of 2 a.m. and 6 a.m. on any day of the week or at any time on Sunday between 2 a.m. and 8 a.m. It is lawful for Class C “on-sale” (clubs) beer, beer and light wine, or beer, wine and liquor licensees in Cecil County to permit the sale and consumption of alcoholic beverages between the hours of 8 a.m. and 11 p.m. on Sundays and as provided in § 11–402(i) of this article.

(2) Subject to paragraph (3) of this subsection, it is lawful for a licensee in Cecil County to sell alcoholic beverages authorized by its license on Sunday during the following hours:

(i) For a Class A license, between 8 a.m. and 11 p.m.;

(ii) For a Class B license or a Class BLX beer, wine and liquor license, between 8 a.m. and 11 p.m.; and

(iii) For a Class D license, between 1 p.m. and 10 p.m.

(3) (i) Except for a holder of a Class BLX beer, wine and liquor license, a licensee who seeks to sell alcoholic beverages within the times allowed under paragraph (2) of this subsection must first pay an additional license fee of \$500.

(ii) "On-sales" may be conducted within the times allowed under paragraph (2) of this subsection only by a licensee who is:

1. A restaurant, as defined under subsection (b) of this section; or

2. A holder of a Class BLX beer, wine and liquor license.

(b) For the purpose of subsection (a) of this section, "restaurant" means a business establishment for the accommodation of the public:

(1) That is fully equipped with a proper and adequate dining room and with sufficient facilities for preparing and serving meals;

(2) That has been approved by the Board of License Commissioners of Cecil County; and

(3) Wherein the average annual receipts from the sale of food comprise at least [51 percent] **25%** of the average receipts of the business.

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

**Approved by the Governor, April 24, 2008.**