

Chapter 456

(House Bill 1114)

AN ACT concerning

Carroll County – Alcoholic Beverages – Sale of Wine for Off-Premises Consumption

FOR the purpose of authorizing a holder of a Class B beer, wine and liquor license in Carroll County to sell wine under certain circumstances for off-premises consumption; limiting the number of bottles of wine a holder of the license may sell to an individual at one time; and generally relating to alcoholic beverages licenses in Carroll County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 6–201(a)(1) and (h)(1)
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

BY repealing and reenacting, with amendments,
Article 2B – Alcoholic Beverages
Section 6–201(h)(2)(iii)2.
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 6–201(h)(2)(iii)3.
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

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

Article 2B – Alcoholic Beverages

6–201.

(a) (1) A Class B beer, wine and liquor license shall be issued by the license issuing authority of the county in which the place of business is located, and the license authorizes its holder to keep for sale and sell all alcoholic beverages at retail at any hotel or restaurant at the place described, for consumption on the premises or elsewhere, or as provided in this section.

(h) (1) (i) This subsection applies only in Carroll County.

(ii) In this subsection “Board” means the Board of License Commissioners.

(2) (iii) 2. A. In this subparagraph “premises” means an area inside the restaurant building where meals are prepared and served, and an area on the outside of the restaurant building that is approved in writing by the Board.

B. This license permits the sale of beer, wine, and liquor for on–premises consumption [and], the sale of beer for off–premises consumption on any day of the week, **AND, SUBJECT TO SUBSUBPARAGRAPH 3 OF THIS SUBPARAGRAPH, THE SALE OF WINE FOR OFF–PREMISES CONSUMPTION ON ANY DAY OF THE WEEK.**

3. A. A HOLDER OF THE LICENSE MAY SELL WINE FOR OFF–PREMISES CONSUMPTION IF THE AREA USED FOR THE PREPARATION AND CONSUMPTION OF FOOD AND BEVERAGES OCCUPIES AT LEAST 90% OF THE TOTAL SQUARE FOOTAGE OF THE LICENSED PREMISES; AND

B. THE HOLDER OF THE LICENSE MAY NOT SELL MORE THAN SIX BOTTLES OF WINE TO AN INDIVIDUAL AT ONE TIME.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2010.

Approved by the Governor, May 4, 2010.