

Department of Legislative Services  
Maryland General Assembly  
2010 Session

FISCAL AND POLICY NOTE

Senate Bill 378

(Senator Della)

Education, Health, and Environmental Affairs

Economic Matters

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**Baltimore City - 46th District - Alcoholic Beverages - Issuance or Transfer of Licenses Prohibited in Certain Precincts - Food Sales**

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This bill prohibits the Baltimore City Board of License Commissioners from issuing alcoholic beverages licenses in, or the transfer of licenses into, precincts 7 through 16, inclusive, of the 25th ward in the 46th Alcoholic Beverages District of Baltimore City.

The bill also lowers, from 65% to 60%, the percentage of average daily receipts derived from food sales required of licensed (Class B beer, wine, and liquor) restaurants in ward, 26, precinct 8; ward 4, precinct 1; ward 3, precinct 3; or ward 22, precinct 1 of the 46th Alcoholic Beverages District in Baltimore City, provided they meet specified seating capacity and capital investment requirements.

The bill takes effect July 1, 2010.

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**Fiscal Summary**

**State Effect:** None.

**Local Effect:** None. The bill does not significantly affect the operations or finances of the Baltimore City Board of License Commissioners.

**Small Business Effect:** Potential meaningful impact on some restaurants in Baltimore City to the extent lowering the food/beverage ratio enables them to remain in business.

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## Analysis

**Current Law:** The Baltimore City Board of License Commissioners may issue a Class B beer, wine, and liquor license for use in a restaurant that has a seating capacity exceeding 150 persons if the restaurant: (1) is located in ward 26, precinct 8; ward 4, precinct 1; or ward 3, precinct 3 of the 46th Alcoholic Beverages District; (2) has a minimum capital investment of \$700,000; and (3) has average daily receipts from the sale of food that are at least 65% of the total daily receipts.

The board may also issue a Class B beer, wine, and liquor license for use in a restaurant that has a seating capacity exceeding 75 persons if the restaurant: (1) is located in ward 4, precinct 1; or ward 22, precinct 1 of the 46th Alcoholic Beverages District; (2) has a minimum capital investment of \$700,000; (3) has average daily receipts from the sale of food that are at least 65% of the total daily receipts; and (4) has no sales for off-premises consumption.

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### Additional Information

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Baltimore City, Department of Legislative Services

**Fiscal Note History:** First Reader - February 19, 2010  
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