

Department of Legislative Services
Maryland General Assembly
2011 Session

FISCAL AND POLICY NOTE

House Bill 1096
Economic Matters

(Prince George's County Delegation)

**Prince George's County - Alcoholic Beverages - Sunday Off-Sale Permit
PG 310-11**

This bill establishes a special Sunday off-sale permit in Prince George's County and authorizes the Prince George's County Board of License Commissioners to issue the permit to the holder of any Class A license or a Class B beer, wine, and liquor license with an off-sale privilege. The new permit authorizes the licensed sale of alcoholic beverages for consumption off the premises only from 8 a.m. on Sunday to midnight the following day. The annual permit fee is \$450, which is in addition to the annual fee for the licensees existing license. The board is authorized to adopt implementary regulations.

Fiscal Summary

State Effect: None.

Local Effect: Prince George's County revenues increase by \$95,000 in FY 2012 and by \$109,800 in FY 2016. Enforcement activities can be handled with existing resources.

Small Business Effect: Potential meaningful.

Analysis

Current Law: In Prince George's County, a holder of a Class A retail "off-sale" alcoholic beverages license or a Class B or D alcoholic beverages license with off-sale privileges, or any agent, servant or employee of the holder, may not sell any alcoholic beverages for consumption off the licensed premises between the hours of 12 a.m. and 6 a.m.

A holder of a Class A beer, wine, and liquor license or any agent, servant, or employee of a holder of a Class A beer, wine, and liquor license may not make any sale on Sunday after 12 a.m. except when December 24 and 31 fall on a Sunday.

A Class B beer, wine and liquor licensee may not sell any alcoholic beverages for consumption off the licensed premises between the hours of 12 a.m. and 6 a.m. or on Sunday after 12 a.m. from any separate store established on the licensed premises as an “off-sale store” or to keep an “off-sale store” open for business on Sunday after 12 a.m. except that beer and light wine only may be sold from an “off-sale” store which is attached to and a part of the licensed premises on Sunday after 8 a.m. until 12 a.m. the day following. The board of license commissioners determines what constitutes an “off-sale store.”

According to the Comptroller, there were a total of 142 Class A licensees and 290 Class B beer, wine, and liquor licensees in the county in fiscal 2010.

Local Fiscal Effect: Assuming that participation in the Sunday sales by Class A licensees will be less than 100% in year one, revenue from Sunday sales license fees in fiscal 2012 is estimated at \$44,100. Qualifying Class B licensees are assumed to engage in full participation in Sunday off-sales in fiscal 2012 since they may already be open for business on Sunday; therefore, license fees will total \$50,850. **Exhibit 1** shows the expected revenue increases from license fees in fiscal 2012.

Exhibit 1
Projected License Fee Revenues in Fiscal 2012
Sunday Off-Sale Permits

License Class	Licensees Participating	Sunday Off-Sale License Fee	County Revenues
A	98	\$450	\$44,100
B (beer, wine, and liquor) – with off-sale privilege	113	\$450	\$50,850
Total	211		\$94,950

Prince George’s County indicates that full participation by all Class A licensees will occur by fiscal 2016, increasing annual revenues from the Sunday permit to \$109,800.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Prince George's County, Department of Legislative Services

Fiscal Note History: First Reader - February 25, 2011
ncs/hlb

Analysis by: Guy G. Cherry

Direct Inquiries to:
(410) 946-5510
(301) 970-5510