

Chapter 125

(House Bill 504)

AN ACT concerning

Garrett County – Alcoholic Beverages – Class B Beer Licenses

FOR the purpose of establishing in Garrett County a Class B beer license for certain hotels, motels, inns, and restaurants; authorizing the Board of License Commissioners to issue the license with or without a catering option; specifying the privileges of certain licenses; requiring that to exercise the catering option, a holder of a license meet certain requirements; specifying certain license fees; authorizing the Board to adopt certain regulations; and generally relating to Class B beer licenses in Garrett County.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 3–201(m)

Annotated Code of Maryland

(2011 Replacement Volume)

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

Article 2B – Alcoholic Beverages

3–201.

(m) (1) This [section does not apply] **SUBSECTION APPLIES ONLY** in Garrett County.

(2) **THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE A CLASS B BEER LICENSE FOR USE IN:**

(i) **A BONA FIDE HOTEL, MOTEL, OR INN THAT:**

1. **ACCOMMODATES THE PUBLIC;**
2. **PROVIDES SERVICES ORDINARILY FOUND IN HOTELS, MOTELS, OR INNS;**
3. **IS EQUIPPED WITH AT LEAST 10 BEDROOMS FOR PUBLIC ACCOMMODATION; AND**

4. HAS A LOBBY WITH A REGISTRATION AND MAIL DESK AND SEATING FACILITIES; OR

(II) A RESTAURANT THAT:

1. HAS A SEATING CAPACITY AT TABLES, NOT INCLUDING SEATS AT BARS OR COUNTERS, FOR AT LEAST 20 PERSONS; AND

2. CAN PREPARE AND SERVE FULL-COURSE MEALS FOR AT LEAST 20 PERSONS AT ONE SEATING.

(3) THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE THE LICENSE WITH OR WITHOUT A CATERING OPTION.

(4) A HOLDER OF A LICENSE WITHOUT A CATERING OPTION MAY SELL BEER FOR CONSUMPTION ON OR OFF THE LICENSED PREMISES.

(5) (I) IN ADDITION TO EXERCISING THE PRIVILEGES STATED IN PARAGRAPH (4) OF THIS SUBSECTION, A HOLDER OF THE LICENSE WITH A CATERING OPTION MAY KEEP FOR SALE AND SELL BEER FOR CONSUMPTION AT EVENTS THAT THE HOLDER CATERS OFF THE LICENSED PREMISES.

(II) TO EXERCISE THE CATERING OPTION, A HOLDER OF A LICENSE:

1. SHALL PROVIDE FOOD IF THE HOLDER PROVIDES BEER AT A CATERED EVENT OFF THE LICENSED PREMISES; AND

2. MAY EXERCISE THE CATERING OPTION ONLY DURING THE HOURS AND DAYS THAT ARE ALLOWED UNDER THE LICENSE.

(6) FOR A LICENSE WITHOUT A CATERING OPTION:

(I) THE ISSUING FEE IS \$150; AND

(II) THE ANNUAL FEE IS \$150.

(7) FOR A LICENSE WITH A CATERING OPTION:

(I) THE ISSUING FEE IS \$250; AND

(ii) THE ANNUAL FEE IS \$250.

(8) THE BOARD OF LICENSE COMMISSIONERS MAY ADOPT REGULATIONS TO CARRY OUT THIS SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2012.

Approved by the Governor, April 10, 2012.