

Chapter 112

(House Bill 697)

AN ACT concerning

Worcester County – Alcoholic Beverages – Class A Beer, Wine, and Liquor License

FOR the purpose of ~~repealing a certain provision of law that prohibits the issuance of a Class A beer, wine, and liquor license in Worcester County;~~ establishing a Class A beer, wine, and liquor license in Worcester County; authorizing the Board of License Commissioners to issue the license to an individual for use at a certain store or certain establishments under certain conditions; providing that a certain distance restriction expires on the earlier of certain dates; specifying the scope of authorization of the license; authorizing the Worcester County Board of License Commissioners to issue the license for an establishment that is outside a certain distance of a Worcester County owned or operated retail dispensary; authorizing the Worcester County Board of License Commissioners to issue the license for an establishment that is within a certain distance of a Worcester County owned or operated dispensary, with the consent of the Worcester County Commissioners; specifying a certain annual fee for a Class A beer, wine, and liquor license; providing that the license authorizes the sale of beer, wine, and liquor at the place described in the license for off-premises consumption under certain conditions; providing for an annual license fee and hours and days of sale; and generally relating to the sale of alcoholic beverages licenses in Worcester County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages

Section 33-102

Annotated Code of Maryland

(As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages

Section 33-901

Annotated Code of Maryland

(As enacted by Chapter ____ ~~(S.B. _____)(6hr1406)~~ (S.B. 724) of the Acts of the General Assembly of 2016)

BY adding to

Article – Alcoholic Beverages

Section ~~33-901~~ 33-2005(a)

Annotated Code of Maryland

(As enacted by Chapter ____ ~~(S.B. _____)(6hr1406)~~ (S.B. 724) of the Acts of the General Assembly of 2016)

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

Article – Alcoholic Beverages

~~33-901.~~

~~A Class A beer, wine, and liquor license may not be issued in the County.]~~

~~33-901.~~

~~(A) THERE IS A CLASS A BEER, WINE, AND LIQUOR LICENSE.~~

33-102.

This title applies only in Worcester County.

33-901.

(A) [A] THERE IS A Class A beer, wine, and liquor license [may not be issued in the County].

(B) (1) THE BOARD MAY ISSUE THE LICENSE TO AN INDIVIDUAL FOR USE AT:

(I) A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL;

(II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ESTABLISHMENT OUTSIDE A 10-BLOCK RADIUS OF A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL THAT IS IN OCEAN CITY; OR

(III) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, AN ESTABLISHMENT OUTSIDE A 1-MILE RADIUS OF A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL THAT IS NOT IN OCEAN CITY.

(2) A DISTANCE RESTRICTION DESCRIBED IN PARAGRAPH (1)(II) OR (III) OF THIS SUBSECTION ON ISSUING LICENSES TO ESTABLISHMENTS EXPIRES ON THE EARLIER OF:

(I) JULY 1, 2017; OR

(II) THE DATE A LICENSE IS ISSUED FOR USE BY A STORE PREVIOUSLY OPERATED BY THE DEPARTMENT OF LIQUOR CONTROL TO WHICH THE DISTANCE RESTRICTION APPLIES.

~~(B)~~ **(C) (1) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR, AT RETAIL, AT THE PLACE DESCRIBED IN THE LICENSE.**

(2) THE LICENSE HOLDER SHALL SELL THE BEER, WINE, AND LIQUOR IN A SEALED PACKAGE OR CONTAINER.

(3) THE PACKAGE OR CONTAINER MAY NOT BE OPENED AND ITS CONTENTS MAY NOT BE CONSUMED ON THE PREMISES WHERE THE BEER, WINE, AND LIQUOR IS SOLD.

~~(C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE LICENSE MAY BE ISSUED ONLY FOR AN ESTABLISHMENT THAT IS OUTSIDE A 10-MILE RADIUS OF A COUNTY OWNED OR COUNTY OPERATED DISPENSARY.~~

~~(2) THE LICENSE MAY BE ISSUED FOR AN ESTABLISHMENT THAT IS WITHIN A 10-MILE RADIUS OF A COUNTY OWNED OR COUNTY OPERATED DISPENSARY IF THE COUNTY COMMISSIONERS CONSENT.~~

(D) THE ANNUAL LICENSE FEE IS \$4,500.

33-2005.

(A) A HOLDER OF A CLASS A BEER, WINE, AND LIQUOR LICENSE MAY SELL BEER, WINE, AND LIQUOR ON MONDAY THROUGH SUNDAY, FROM 6 A.M. TO 2 A.M. THE FOLLOWING DAY.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2016.

Approved by the Governor, April 12, 2016.