

HOUSE BILL 654

A2

6lr0714
CF 6lr2721

By: **Howard County Delegation**

Introduced and read first time: February 4, 2016

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 9, 2016

CHAPTER _____

1 AN ACT concerning

2 **Howard County – Alcoholic Beverages – Class D Beer, Wine, and Liquor**
3 **Licenses**

4 **Ho. Co. 10–16**

5 FOR the purpose of requiring an applicant for a certain Class D beer, wine, and liquor
6 license in Howard County to attest to a certain proportion of future food and alcoholic
7 beverages sales based on gross receipts before obtaining the license; requiring an
8 applicant for renewal of a certain Class D beer, wine, and liquor license to attest to
9 a certain proportion of food and alcoholic beverages sales based on gross receipts
10 before renewing the license; authorizing the holder of a Class D license to employ an
11 individual at least a certain age to sell or serve beer and wine; and generally relating
12 to alcoholic beverages in Howard County.

13 BY repealing and reenacting, with amendments,

14 Article – Alcoholic Beverages

15 Section 23–905 and 23–1902

16 Annotated Code of Maryland

17 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
18 Assembly of 2016)

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

21 **Article – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 23-905.

2 (a) There are:

3 (1) a Class D beer, wine, and liquor (on-sale) 6-day license;

4 (2) a Class D beer, wine, and liquor (on-sale) 7-day license;

5 (3) a Class D beer, wine, and liquor (on- and off-sale) 6-day license; and

6 (4) a Class D beer, wine, and liquor (on- and off-sale) 7-day license.

7 (b) (1) An on-sale license under this section authorizes the license holder to
8 sell beer, wine, and liquor at retail at the place described in the license for on-premises
9 consumption.

10 (2) An on- and off-sale license under this section authorizes the license
11 holder to sell beer, wine, and liquor at retail at the place described in the license for
12 on- and off-premises consumption.

13 (c) The license may not be issued for use by a drugstore.

14 **(D) (1) BEFORE THE INITIAL ISSUANCE OF A LICENSE UNDER**
15 **SUBSECTION (A)(4) OF THIS SECTION, THE OWNER SHALL ATTEST IN A SWORN**
16 **STATEMENT THAT GROSS RECEIPTS FROM FOOD SALES WILL BE AT LEAST EQUAL TO**
17 **20% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC**
18 **BEVERAGES.**

19 **(2) BEFORE EACH RENEWAL OF A LICENSE ISSUED UNDER**
20 **SUBSECTION (A)(4) OF THIS SECTION, THE OWNER SHALL ATTEST IN A SWORN**
21 **STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR THE 12-MONTH**
22 **PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR RENEWAL WERE AT**
23 **LEAST EQUAL TO 20% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND**
24 **ALCOHOLIC BEVERAGES.**

25 **[(d)] (E)** The annual license fees are:

26 (1) \$600 for a 6-day (on-sale) license;

27 (2) \$1,000 for a 7-day (on-sale) license;

28 (3) \$800 for a 6-day (on- and off-sale) license; and

29 (4) \$1,000 for a 7-day (on- and off-sale) license.

1 23-1902.

2 (A) A holder of a Class A, Class B, or Class C license may employ an individual
3 who is at least 18 years old to sell or serve alcoholic beverages.

4 (B) **A HOLDER OF A CLASS D LICENSE MAY EMPLOY AN INDIVIDUAL WHO IS**
5 **AT LEAST 18 YEARS OLD TO SELL OR SERVE BEER AND WINE.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
7 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.