

HOUSE BILL 706

A2

6lr3082
CF 6lr3100

By: **Delegates Jameson, Patterson, and C. Wilson**

Introduced and read first time: February 5, 2016

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Charles County – Alcoholic Beverages – Entertainment Concessionaire and**
3 **Entertainment Facility Licenses**

4 FOR the purpose of authorizing the Board of License Commissioners for Charles County to
5 issue a certain entertainment concessionaire license to certain persons for certain
6 purposes in conjunction with an entertainment facility; authorizing the Board to
7 issue a certain entertainment facility license to a person that owns an entertainment
8 facility in which video lottery terminals and table games are offered to the public;
9 providing that an applicant for an entertainment facility license need not meet
10 certain requirements; specifying the scope of the licenses; providing that beer, wine,
11 and liquor sold under either license may be taken and consumed anywhere in the
12 licensed premises; specifying that the licenses authorize the playing of music and
13 dancing; specifying for the licenses the annual fee and payment date; providing for
14 the application to certain persons of certain penalties and sanctions for violations
15 occurring on certain premises; defining certain terms; and generally relating to
16 alcoholic beverages and entertainment facilities in Charles County.

17 BY repealing and reenacting, without amendments,

18 Article – Alcoholic Beverages

19 Section 18–102

20 Annotated Code of Maryland

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

23 BY adding to

24 Article – Alcoholic Beverages

25 Section 18–1002.1 and 18–1002.2

26 Annotated Code of Maryland

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Alcoholic Beverages**

4 18–102.

5 This title applies only in Charles County.

6 **18–1002.1.**

7 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
8 **INDICATED.**

9 **(2) “CONCESSIONAIRE” MEANS A LESSEE, A SUBLESSEE, OR ANY**
10 **OTHER OPERATOR OF AN ESTABLISHMENT THAT:**

11 **(I) ENGAGES IN THE DAILY SALE OF BEER, WINE, AND LIQUOR**
12 **ON ITS PREMISES FOR CONSUMPTION ANYWHERE IN AN ENTERTAINMENT FACILITY;**
13 **AND**

14 **(II) IS OPERATED AS A CONCESSION ADJACENT TO BUT**
15 **INDEPENDENT OF THE ENTERTAINMENT FACILITY.**

16 **(3) “ENTERTAINMENT FACILITY” MEANS A FACILITY THAT HOLDS A**
17 **LICENSE UNDER TITLE 9, SUBTITLE 1A OF THE STATE GOVERNMENT ARTICLE.**

18 **(B) THERE IS AN ENTERTAINMENT CONCESSIONAIRE LICENSE.**

19 **(C) THE BOARD MAY ISSUE THE LICENSE TO A CONCESSIONAIRE**
20 **OPERATING IN CONJUNCTION WITH AN ENTERTAINMENT FACILITY.**

21 **(D) (1) THE LICENSE AUTHORIZES:**

22 **(I) THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR ON**
23 **THE PREMISES OF THE CONCESSIONAIRE FOR CONSUMPTION IN ANY PART OF THE**
24 **LICENSED PREMISES; AND**

25 **(II) THE PLAYING OF MUSIC AND DANCING ON THE LICENSED**
26 **PREMISES.**

27 **(2) BEER, WINE, AND LIQUOR PURCHASED UNDER THE LICENSE MAY**
28 **BE TAKEN INTO AND CONSUMED ANYWHERE IN ANY PART OF THE LICENSED**
29 **PREMISES.**

1 (E) THE HOURS FOR THE SALE AND CONSUMPTION OF ALCOHOLIC
2 BEVERAGES UNDER THE LICENSE ARE THE SAME AS THE HOURS OF OPERATION FOR
3 A VIDEO LOTTERY FACILITY ESTABLISHED UNDER § 9-1A-23 OF THE STATE
4 GOVERNMENT ARTICLE.

5 (F) (1) THE ANNUAL FEE FOR THE LICENSE IS \$5,000.

6 (2) THE FEE SHALL BE PAID ON OR BEFORE MAY 1 OF EACH YEAR TO
7 THE BOARD.

8 (G) ANY PENALTY OR OTHER SANCTION THAT IS IMPOSED FOR A VIOLATION
9 OF A REGULATION OF THE BOARD ON THE LICENSED PREMISES OF THE HOLDER OF
10 AN ENTERTAINMENT CONCESSIONAIRE LICENSE SHALL APPLY TO THE HOLDER OF
11 A CONCESSIONAIRE'S LICENSE WHO THE BOARD DETERMINES TO BE RESPONSIBLE
12 FOR THE VIOLATION.

13 18-1002.2.

14 (A) "ENTERTAINMENT FACILITY" MEANS A FACILITY THAT HOLDS A
15 LICENSE UNDER TITLE 9, SUBTITLE 1A OF THE STATE GOVERNMENT ARTICLE.

16 (B) THERE IS AN ENTERTAINMENT FACILITY LICENSE.

17 (C) (1) THE BOARD MAY ISSUE THE LICENSE FOR THE USE OF AN
18 ENTERTAINMENT FACILITY THAT CONTAINS ONE OR MORE FOOD SERVICE
19 FACILITIES, BARS, OR LOUNGES THAT ARE PART OF THE OPERATION OF THE
20 ENTERTAINMENT FACILITY.

21 (2) (I) THE LICENSE SHALL BE ISSUED TO AN INDIVIDUAL OR
22 ENTITY THAT OWNS AN ENTERTAINMENT FACILITY AND HOLDS A LICENSE UNDER
23 TITLE 9, SUBTITLE 1A OF THE STATE GOVERNMENT ARTICLE.

24 (II) AN APPLICANT FOR THE LICENSE NEED NOT MEET ANY
25 LOCATION, VOTING, OR RESIDENCY REQUIREMENTS.

26 (D) (1) THE LICENSE AUTHORIZES:

27 (I) THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR IN
28 ANY LOCATION OF THE ENTERTAINMENT FACILITY THAT IS NOT COVERED BY AN
29 ENTERTAINMENT CONCESSIONAIRE LICENSE FOR CONSUMPTION ANYWHERE ON
30 THE LICENSED PREMISES; AND

1 **(II) THE PLAYING OF MUSIC AND DANCING ON THE LICENSED**
2 **PREMISES.**

3 **(2) BEER, WINE, AND LIQUOR PURCHASED UNDER THE LICENSE MAY**
4 **BE TAKEN AND CONSUMED ANYWHERE ON THE LICENSED PREMISES.**

5 **(E) THE HOURS FOR THE SALE AND CONSUMPTION OF ALCOHOLIC**
6 **BEVERAGES UNDER THE LICENSE ARE THE SAME AS THE HOURS OF OPERATION FOR**
7 **A VIDEO LOTTERY FACILITY ESTABLISHED UNDER § 9-1A-23 OF THE STATE**
8 **GOVERNMENT ARTICLE.**

9 **(G) (1) THE ANNUAL FEE FOR THE LICENSE IS \$15,000.**

10 **(2) THE FEE SHALL BE PAID ON OR BEFORE MAY 1 OF EACH YEAR TO**
11 **THE BOARD.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
13 1, 2016.