

Department of Legislative Services
Maryland General Assembly
2017 Session

FISCAL AND POLICY NOTE
Third Reader

Senate Bill 209

(Senators Young and Hough)

Education, Health, and Environmental Affairs

Economic Matters

Frederick County - Beer and Wine Licenses - Barbershops

This bill establishes a barbershop beer and wine (BW) license in Frederick County. The bill authorizes the Frederick County Board of License Commissioners to issue the license to a holder of a specified barbershop permit. The licensee may provide up to five ounces of beer or wine for on-premises consumption by a specified barbershop customer during normal business hours up to 9 p.m. Beer or wine may be served when the customer is being provided with specified services. The license may not be transferred to another location and is subject to the alcohol awareness training requirements as specified in State law. The annual license fee is \$100.

The bill takes effect July 1, 2017.

Fiscal Summary

State Effect: None.

Local Effect: Frederick County license revenues increase minimally due to additional license and application fees. Frederick County can monitor licenses with existing resources.

Small Business Effect: Potentially meaningful. Barbershops that serve alcohol under the license could experience an increase in sales.

Analysis

Bill Summary/Current Law: The bill also authorizes a license holder to provide beer and wine while a customer is attending a fundraising event on the barbershop premises,

provided the event has been issued a permit, if required by the Department of Permits and Inspections.

There are no provisions in State law pertaining to barbershop BW licenses. Local boards of license commissioners are authorized to issue special alcoholic beverages licenses for specified periods; the Comptroller is authorized to issue statewide licenses.

Limitations on Alcohol Service

The bill limits the circumstances under which beer and wine may be provided; a customer must be receiving “practice barbering” services which are defined in State law as (1) cutting, razor cutting, styling, relaxing, body waving, shampooing, or coloring the hair; (2) shaving or trimming the beard; (3) massaging the face; (4) designing, fitting, or cutting a hairpiece; or (5) performing any other similar procedure on the hair, beard, face, or hairpiece of the individual. Practice barbering does not include the mere sale of wigs or hairpieces, or specified services performed by an employee under the supervision of a master barber.

Alcohol Awareness Program

Generally, for a premises that is licensed to sell alcoholic beverages with off-sale privileges, or a premises that is licensed with on-sale privileges and sells alcoholic beverages directly to a customer from a bar or service bar, the license holder or specified employees must complete training in an approved alcohol awareness program in order to obtain and retain their alcoholic beverages license. The training program must be approved and certified by the Comptroller, and it must provide information on how alcohol affects a person’s body and behavior, the dangers of drinking and driving, refusing service before a customer becomes intoxicated, and determining if a customer is old enough to legally consume alcohol. The training is valid for four years.

Local Fiscal Effect: Frederick County advises that there are 38 barbershops operating in the county. Frederick County revenues increase by \$100 annually for each new barbershop BW license issued under the bill, as well as \$750 from the one-time application fee for each new license. As the number of individuals that will seek to obtain a license as a result of the bill is unknown, any corresponding revenue increase cannot be reliably estimated at this time. However, any increase in revenues is not anticipated to be significant, and any increase in inspections and enforcement activity can likely be absorbed with existing resources.

Additional Information

Prior Introductions: None.

Cross File: HB 179 (Frederick County Delegation) - Economic Matters.

Information Source(s): Frederick County; Department of Labor, Licensing, and Regulation; Department of Legislative Services

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