

# HOUSE BILL 144

A2

8lr0438

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By: **Montgomery County Delegation**

Introduced and read first time: January 17, 2018

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2018

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages – Country Club Off-Sale Permit**

3 **MC 10-18**

4 FOR the purpose of establishing a country club off-sale permit in Montgomery County;  
5 authorizing the Board of License Commissioners for Montgomery County to issue  
6 the permit to a holder of a country club license; authorizing a holder of the permit to  
7 sell wine by the bottle for off-premises consumption only at certain tasting events,  
8 to certain individuals, and during certain hours and days; requiring a permit holder  
9 to notify the Board in writing a certain number of days before each tasting event;  
10 prohibiting a permit holder from holding more than a certain number of tasting  
11 events in a calendar year or in a single month; authorizing the Board to set a certain  
12 permit fee; and generally relating to sales of alcoholic beverages in Montgomery  
13 County.

14 BY repealing and reenacting, without amendments,  
15 Article – Alcoholic Beverages  
16 Section 25-102  
17 Annotated Code of Maryland  
18 (2016 Volume and 2017 Supplement)

19 BY repealing and reenacting, with amendments,  
20 Article – Alcoholic Beverages  
21 Section 25-1007  
22 Annotated Code of Maryland

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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 (2016 Volume and 2017 Supplement)

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

4 **Article – Alcoholic Beverages**

5 25–102.

6 This title applies only in Montgomery County.

7 25–1007.

8 (a) There is a country club license.

9 (b) The application shall be signed by at least one officer of the club who is a  
10 resident, registered voter, or taxpayer of the county.

11 (c) The Board may issue the license for use by a country club:

12 (1) that has at least 100 members;

13 (2) whose members pay an annual total amount of dues that averages at  
14 least \$50 per member; and

15 (3) that maintains at the time of the license application a regular or  
16 championship golf course of at least nine holes.

17 (d) The license authorizes the license holder to sell beer, wine, and liquor  
18 purchased from the Department of Liquor Control for on–premises consumption by:

19 (1) a country club member;

20 (2) a member of the immediate family of a country club member;

21 (3) an individual residing temporarily in the clubhouse of the country club;  
22 or

23 (4) a guest of a country club member, including an individual who attends  
24 a recognized national or regional athletic event held on the premises of the license holder  
25 if:

26 (i) the license holder has applied to the Board to sell alcoholic  
27 beverages to individuals attending the event;

28 (ii) the application has been made at least 60 days before the date  
29 that the event is to take place; and

1 (iii) the Board has approved the application.

2 (e) The license holder may sell beer, wine, and liquor during the hours and days  
3 as set out for a Class C beer, wine, and liquor license under § 25–2005 of this title.

4 (f) An employee of a country club for which a license has been issued may not  
5 have a guest at the country club to consume alcoholic beverages during the employee's  
6 normal working hours.

7 (g) The annual license fee is \$2,000.

8 **(H) (1) THERE IS A COUNTRY CLUB OFF-SALE PERMIT.**

9 **(2) THE BOARD MAY ISSUE THE PERMIT ONLY TO A HOLDER OF A**  
10 **COUNTRY CLUB LICENSE.**

11 **(3) A HOLDER OF THE PERMIT MAY SELL WINE BY THE BOTTLE FOR**  
12 **OFF-PREMISES CONSUMPTION ONLY:**

13 **(I) AT A WINE TASTING EVENT THAT IS HELD ON THE PREMISES**  
14 **FOR WHICH THE HOLDER'S COUNTRY CLUB LICENSE IS ISSUED;**

15 **(II) TO AN INDIVIDUAL SPECIFIED IN SUBSECTION (D) OF THIS**  
16 **SECTION; AND**

17 **(III) DURING THE HOURS AND DAYS THE LICENSE HOLDER IS**  
18 **AUTHORIZED TO SELL BEER, WINE, AND LIQUOR UNDER SUBSECTION (E) OF THIS**  
19 **SECTION.**

20 **(4) A HOLDER OF THE PERMIT SHALL NOTIFY THE BOARD IN WRITING**  
21 **ON A FORM PROVIDED BY THE BOARD AT LEAST 14 DAYS BEFORE EACH TASTING**  
22 **EVENT.**

23 **(5) A HOLDER OF THE PERMIT MAY NOT HOLD MORE THAN:**

24 **(I) TWELVE TASTING EVENTS IN A CALENDAR YEAR; OR**

25 **(II) TWO TASTING EVENTS IN A SINGLE MONTH.**

26 ~~(5)~~ **(6) THE BOARD MAY SET A FEE FOR THE PERMIT IN ADDITION**  
27 **TO THE ANNUAL FEE FOR THE COUNTRY CLUB LICENSE.**

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
29 1, 2018.