

SENATE BILL 519

A2

(8lr1848)

ENROLLED BILL

— Education, Health, and Environmental Affairs/Economic Matters —

Introduced by **Senators Conway, Ferguson, Nathan-Pulliam, Oaks, and Robinson**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Class A-7 License**

3 FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to
4 issue a Class A-7 beer, wine, and liquor license; establishing that the license
5 authorizes the holder to sell alcoholic beverages for off-premises consumption 7 days
6 a week during certain hours; providing that license holders who hold a certain class
7 of license are eligible to exchange that license for a Class A-7 license *under certain*
8 *circumstances; specifying that in a certain legislative district a Class B-D-7 license*
9 *may be exchanged for a Class A-7 license only under certain circumstances*; providing
10 that a Class A-7 license can be issued only until a certain date; establishing an
11 annual license fee for a Class A-7 license; ~~authorizing the Board to issue a Class~~
12 ~~BWLT beer, wine, and liquor (on premises) tasting license to a holder of a Class~~
13 ~~A-7 license only in a certain location; providing that the issuance, transfer, or~~
14 ~~renewal of a Class A-7 license is complete without certain zoning approval or~~

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.

Italics indicate opposite chamber/conference committee amendments.



1 ~~verification; making certain technical changes;~~ and generally relating to alcoholic
2 beverages licenses in Baltimore City.

3 BY repealing and reenacting, without amendments,
4 Article – Alcoholic Beverages
5 Section 12–102 ~~and 12–1308(b)~~
6 Annotated Code of Maryland
7 (2016 Volume and 2017 Supplement)

8 BY adding to
9 Article – Alcoholic Beverages
10 Section 12–902.1
11 Annotated Code of Maryland
12 (2016 Volume and 2017 Supplement)

13 ~~BY repealing and reenacting, with amendments,~~
14 ~~Article – Alcoholic Beverages~~
15 ~~Section 12–1308(a) and (c) and 12–1407(a)~~
16 ~~Annotated Code of Maryland~~
17 ~~(2016 Volume and 2017 Supplement)~~

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

20 **Article – Alcoholic Beverages**

21 12–102.

22 This title applies only in Baltimore City.

23 **12–902.1.**

24 (A) **THERE IS A CLASS A–7 BEER, WINE, AND LIQUOR LICENSE.**

25 (B) **THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER, WINE,**
26 **AND LIQUOR AT RETAIL AT THE PLACE DESCRIBED IN THE LICENSE, FOR**
27 **OFF–PREMISES CONSUMPTION.**

28 (C) (1) **SUBJECT TO ~~PARAGRAPH (2)~~ PARAGRAPHS (2) AND (3) OF THIS**
29 **SUBSECTION, A LICENSE HOLDER WHO HOLDS A VALID CLASS B–D–7 BEER, WINE,**
30 **AND LIQUOR LICENSE ISSUED ON OR BEFORE JULY 1, 2018, MAY APPLY TO THE**
31 **BOARD TO EXCHANGE THE LICENSE FOR A CLASS A–7 LICENSE IF THE LICENSE**
32 **HOLDER FIRST OBTAINS APPROVAL BY RESOLUTION OF THE BALTIMORE CITY**
33 **COUNCIL.**

1 (2) THE BOARD MAY NOT ISSUE A CLASS A-7 LICENSE AFTER JULY 1,
2 2020.

3 (3) IN THE 46TH LEGISLATIVE DISTRICT, A CLASS B-D-7 LICENSE
4 MAY BE EXCHANGED FOR A CLASS A-7 LICENSE ONLY IF THE CLASS B-D-7 LICENSE
5 WAS ISSUED FOR AN ESTABLISHMENT OPERATING IN A PLANNED USE
6 DEVELOPMENT.

7 (D) A HOLDER OF A CLASS A-7 LICENSE MAY SELL BEER, WINE, AND LIQUOR
8 ON MONDAY THROUGH SUNDAY FROM 9 A.M. TO 10 P.M.

9 (E) THE ANNUAL LICENSE FEE IS \$1,500.

10 ~~12-1308.~~

11 ~~(a) This section applies in:~~

12 ~~(1) ward 27, precincts 42 and 44 of the 41st legislative district of the City;~~

13 ~~(2) ward 27, precincts 41 and 48 of the 43rd legislative district of the City;~~

14 ~~(3) ward 12, precinct 3 of the 43rd legislative district of the City;~~

15 ~~(4) ward 11, precinct 5 of the 44th legislative district of the City; [and]~~

16 ~~(5) the 3000 block of Frederick Avenue in ward 20, precinct 9 of the 44A~~
17 ~~legislative district of the City, based on the Legislative Districting Plan of 2012; AND~~

18 ~~(6) THE 46TH LEGISLATIVE DISTRICT OF THE CITY.~~

19 ~~(b) There is a Class BWLT beer, wine, and liquor (on premises) tasting license.~~

20 ~~(c) The Board may issue the license to a holder of a:~~

21 ~~(1) Class A beer, wine, and liquor license ONLY IN A LOCATION~~
22 ~~SPECIFIED IN SUBSECTION (A)(1) THROUGH (5) OF THIS SECTION; OR~~

23 ~~(2) CLASS A-7 BEER, WINE, AND LIQUOR LICENSE ONLY IN THE 46TH~~
24 ~~LEGISLATIVE DISTRICT OF THE CITY.~~

25 ~~12-1407.~~

26 ~~(a) (1) The Board or the Board's designee shall examine each application for~~
27 ~~the issuance or transfer of a license within 45 days of receipt of the application to determine~~
28 ~~whether the application is complete.~~

1 ~~(2) Except as provided in paragraph (3) of this subsection, an application~~
2 ~~for the issuance, transfer, or renewal is not complete unless the applicant has:~~

3 ~~(i) obtained zoning approval or verification of zoning if the~~
4 ~~application is for renewal;~~

5 ~~(ii) submitted all documents required in the application; and~~

6 ~~(iii) paid all fines and fees that are due.~~

7 ~~(3) (I) An application for the issuance, transfer, or renewal of a Class~~
8 ~~B-D-7 license that may be issued under § 12-1603(e)(6) of this title in the Old Goucher~~
9 ~~Revitalization District under § 12-1603(e) of this title is complete without an applicant~~
10 ~~obtaining zoning approval or verification of zoning.~~

11 ~~(II) AN APPLICATION FOR THE ISSUANCE, TRANSFER, OR~~
12 ~~RENEWAL OF A CLASS A-7 LICENSE THAT MAY BE ISSUED UNDER § 12-902.1 OF THIS~~
13 ~~TITLE IS COMPLETE WITHOUT AN APPLICANT OBTAINING ZONING APPROVAL OR~~
14 ~~VERIFICATION OF ZONING.~~

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
16 1, 2018.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.