

SENATE BILL 802

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CF HB 245

By: **Senators Oaks, McFadden, and Robinson**

Introduced and read first time: February 5, 2018

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Continuing Care Retirement Community**
3 **License**

4 FOR the purpose of establishing a continuing care retirement community license in
5 Baltimore City; authorizing the Board of License Commissioners to issue the license
6 for use by a continuing care retirement community that is located in a certain area
7 of the City and that has obtained a certain certificate of registration; specifying that
8 the license authorizes the holder to sell beer, wine, and liquor to a community
9 resident or the guest of a resident for on–premises consumption; allowing a resident
10 or the guest of a resident under certain circumstances to consume beer, wine, or
11 liquor not purchased from the community; establishing certain license fees; and
12 generally relating to a continuing care retirement community license in Baltimore
13 City.

14 BY renumbering

15 Article – Alcoholic Beverages
16 Section 12–1001.1
17 to be Section 12–1001.2
18 Annotated Code of Maryland
19 (2016 Volume and 2017 Supplement)

20 BY repealing and reenacting, without amendments,

21 Article – Alcoholic Beverages
22 Section 12–102
23 Annotated Code of Maryland
24 (2016 Volume and 2017 Supplement)

25 BY adding to

26 Article – Alcoholic Beverages
27 Section 12–1001.1
28 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2016 Volume and 2017 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 12–1001.1 of Article – Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s) 12–1001.2.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Alcoholic Beverages

12–102.

This title applies only in Baltimore City.

12–1001.1.

(A) THERE IS A CONTINUING CARE RETIREMENT COMMUNITY LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE FOR USE BY A CONTINUING CARE RETIREMENT COMMUNITY THAT:

(1) IS LOCATED IN THE 41ST ALCOHOLIC BEVERAGES DISTRICT; AND

(2) HAS OBTAINED A CERTIFICATE OF REGISTRATION FROM THE DEPARTMENT OF AGING UNDER TITLE 10, SUBTITLE 4 OF THE HUMAN SERVICES ARTICLE.

(C) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR FOR ON–PREMISES CONSUMPTION TO A RESIDENT OR THE GUEST OF A RESIDENT OF THE CONTINUING CARE RETIREMENT COMMUNITY.

(D) A RESIDENT OR THE GUEST OF A RESIDENT OF THE CONTINUING CARE RETIREMENT COMMUNITY MAY CONSUME BEER, WINE, OR LIQUOR NOT PURCHASED FROM THE CONTINUING CARE RETIREMENT COMMUNITY IF:

(1) THE BEER, WINE, OR LIQUOR IS CONSUMED WITH A MEAL IN THE DINING ROOM OR AT A BAR OPERATED BY THE CONTINUING CARE RETIREMENT COMMUNITY; AND

(2) THE CONTINUING CARE RETIREMENT COMMUNITY:

(I) IS OPERATED BY A NONPROFIT ORGANIZATION FOR INDIVIDUALS AT LEAST 60 YEARS OLD;

1 **(II) HAS BEEN INCORPORATED FOR A LEAST 1 YEAR; AND**

2 **(III) PREPARES AND SERVES MEALS DURING REGULAR**
3 **OPERATING HOURS TO RESIDENTS AND THEIR GUESTS.**

4 **(E) (1) THE ANNUAL LICENSE FEE IS \$550.**

5 **(2) IN ADDITION TO THE ANNUAL LICENSE FEE, THE LICENSE HOLDER**
6 **SHALL PAY ANNUALLY:**

7 **(I) \$500, IF THE LICENSE HOLDER PROVIDES LIVE**
8 **ENTERTAINMENT; AND**

9 **(II) \$200, IF THE LICENSE HOLDER PROVIDES OUTDOOR TABLE**
10 **SERVICE.**

11 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
12 1, 2018.