

Chapter 276

(Senate Bill 447)

AN ACT concerning

Frederick County – Alcoholic Beverages – Wine ~~License~~ Privilege – Cheese and Deli Shops

FOR the purpose of establishing a cheese and deli shop wine ~~license~~ privilege in Frederick County; authorizing the Board of License Commissioners to issue the ~~license~~ privilege for use by an establishment for which a certain license has been issued that derives a certain percentage of its total average daily receipts from the sale of cheese, meats, sandwiches, and other products normally associated with delis; authorizing the holder of the ~~license~~ privilege to ~~provide~~ sell wine by the glass for on-premises consumption while the customer is purchasing items at the cheese and deli shop or attending a certain event; ~~prohibiting the license from being transferred to another location;~~ specifying that the ~~license~~ privilege may be exercised during certain hours; providing that an establishment for which the ~~license~~ privilege is issued is subject to certain alcohol awareness training requirements; specifying an annual ~~license~~ privilege fee; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 20-102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

~~BY adding to~~

~~Article – Alcoholic Beverages
Section 20-1003.1
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)~~

BY repealing and reenacting, with amendments,

Article – Alcoholic Beverages
Section 20-802
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

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

Article – Alcoholic Beverages

20-102.

This title applies only in Frederick County.

~~20-1003.1.~~

~~(A) THERE IS A CHEESE AND DELI SHOP WINE LICENSE.~~

~~(B) THE BOARD MAY ISSUE THE LICENSE FOR USE BY AN ESTABLISHMENT THAT HAS AVERAGE DAILY RECEIPTS FROM THE SALE OF CHEESE, MEATS, SANDWICHES, AND OTHER PRODUCTS NORMALLY ASSOCIATED WITH DELIS THAT ARE AT LEAST 50% OF THE TOTAL AVERAGE DAILY RECEIPTS OF THE ESTABLISHMENT.~~

~~(C) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO PROVIDE NOT MORE THAN 5 OUNCES OF WINE BY THE GLASS FOR ON-PREMISES CONSUMPTION BY A CUSTOMER WHILE:~~

~~(1) PURCHASING ITEMS AT THE CHEESE AND DELI SHOP; OR~~

~~(2) ATTENDING A FUND-RAISING EVENT AT THE CHEESE AND DELI SHOP FOR WHICH THE DEPARTMENT OF PERMITS AND INSPECTIONS, IF REQUIRED, HAS ISSUED A PERMIT.~~

~~(D) THE LICENSE MAY NOT BE TRANSFERRED TO ANOTHER LOCATION.~~

~~(E) THE LICENSE HOLDER MAY PROVIDE WINE FOR ON-PREMISES CONSUMPTION DURING NORMAL BUSINESS HOURS BUT NOT LATER THAN 9 P.M.~~

~~(F) THE CHEESE AND DELI SHOP FOR WHICH A CHEESE AND DELI SHOP WINE LICENSE IS ISSUED IS SUBJECT TO THE ALCOHOL AWARENESS TRAINING REQUIREMENTS UNDER § 4-505 OF THIS ARTICLE, SUBJECT TO § 20-1903 OF THIS TITLE.~~

~~(G) THE ANNUAL LICENSE FEE IS \$100.~~

20-802.

(a) There is a Class A beer and wine license.

(b) (1) The license authorizes the license holder to sell beer and wine, at retail, at the place described in the license.

(2) [The] EXCEPT AS PROVIDED IN SUBSECTION (D) OF THIS SECTION, THE license holder shall sell the beer and wine in a sealed package or container.

(3) The package or container may not be opened and its contents may not be consumed on the premises where the beer or wine is sold.

(c) The annual license fee is \$140.

(D) (1) THE BOARD MAY ISSUE THE LICENSE WITH A CHEESE AND DELI SHOP WINE PRIVILEGE FOR USE IN AN ESTABLISHMENT THAT HAS AVERAGE DAILY RECEIPTS FROM THE SALE OF CHEESE, MEATS, SANDWICHES, AND OTHER PRODUCTS NORMALLY ASSOCIATED WITH DELIS THAT ARE AT LEAST 50% OF THE TOTAL AVERAGE DAILY RECEIPTS OF THE ESTABLISHMENT.

(2) THE PRIVILEGE AUTHORIZES THE LICENSE HOLDER TO SELL NOT MORE THAN 5 OUNCES OF WINE BY THE GLASS FOR ON-PREMISES CONSUMPTION TO A CUSTOMER WHILE THE CUSTOMER:

(I) PURCHASES ITEMS AT THE CHEESE AND DELI SHOP; OR

(II) ATTENDS A FUND-RAISING EVENT AT THE CHEESE AND DELI SHOP FOR WHICH THE DEPARTMENT OF PERMITS AND INSPECTIONS, IF REQUIRED, HAS ISSUED A PERMIT.

(3) THE HOLDER OF THE PRIVILEGE MAY SELL WINE FOR ON-PREMISES CONSUMPTION DURING NORMAL BUSINESS HOURS, BUT NOT LATER THAN 9 P.M.

(4) THE CHEESE AND DELI SHOP FOR WHICH THE PRIVILEGE IS GRANTED IS SUBJECT TO THE ALCOHOL AWARENESS TRAINING REQUIREMENTS UNDER § 4-505 OF THIS ARTICLE, SUBJECT TO § 20-1903 OF THIS TITLE.

(5) THE ANNUAL FEE FOR THE PRIVILEGE IS \$100.

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

Approved by the Governor, April 24, 2018.