

SB0205/994338/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 205

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “authorizing” insert “a county to adopt a local law or ordinance to allow”; and in line 9, after “circumstances;” insert “authorizing a local licensing board to limit the quantity of alcoholic beverages sold or delivered to an individual in a single transaction; providing for the termination of this Act.”.

AMENDMENT NO. 2

On page 2, in line 6, after “WITH” insert “A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER”; after line 13, insert:

“(A) (1) A COUNTY MAY ADOPT A LOCAL LAW OR AN ORDINANCE THAT ALLOWS RESTAURANTS, BARS, OR TAVERNS TO SELL ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION ONLY IN ACCORDANCE WITH THIS SECTION.

(2) IN CONSIDERING WHETHER TO ADOPT A LOCAL LAW OR AN ORDINANCE UNDER THIS SECTION, A COUNTY SHALL WEIGH THE NEED TO PROMOTE THE ECONOMIC RECOVERY OF DIFFERENT CATEGORIES OF SMALL BUSINESSES IN THE WAKE OF THE COVID-19 PANDEMIC AND THE NEED TO PROTECT PUBLIC HEALTH AND WELFARE.”;

in line 14, strike “(A)” and substitute “(B)”; in line 17, after “A” insert “LOCAL LAW OR AN ORDINANCE ADOPTED UNDER THIS SECTION SHALL AUTHORIZE A”; in the same line, strike “MAY” and substitute “TO”; and in line 19, strike “A MIXED DRINK OR COCKTAIL, IN A SEALED OR CLOSED CONTAINER” and substitute “MIXED DRINKS OR COCKTAILS IN SEALED OR CLOSED CONTAINERS”.

(Over)

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On page 3, strike in their entirety lines 10 through 12, inclusive, and substitute:

“(V) THE DELIVERY OF AN ALCOHOLIC BEVERAGE IS MADE FROM THE LICENSED PREMISES TO THE INDIVIDUAL PURCHASING THE ALCOHOLIC BEVERAGE BY THE LICENSE HOLDER OR THE LICENSE HOLDER’S EMPLOYEE, WHO IS AT LEAST 21 YEARS OLD AND CERTIFIED IN AN ALCOHOL AWARENESS PROGRAM; AND”;

in line 18, strike “(B)” and substitute “(C)”; in line 21, after “A” insert “LOCAL LAW OR AN ORDINANCE ADOPTED UNDER THIS SECTION SHALL AUTHORIZE A”; in the same line, strike “MAY” and substitute “TO”; and in line 23, strike “A MIXED DRINK OR COCKTAIL IN A SEALED OR CLOSED CONTAINER” and substitute “, IF AUTHORIZED UNDER THE HOLDER’S LICENSE, MIXED DRINKS OR COCKTAILS IN SEALED OR CLOSED CONTAINERS”.

On page 4, strike in their entirety lines 10 through 12, inclusive, and substitute:

“(IV) THE DELIVERY OF AN ALCOHOLIC BEVERAGE IS MADE FROM THE LICENSED PREMISES TO THE INDIVIDUAL PURCHASING THE ALCOHOLIC BEVERAGE BY THE LICENSE HOLDER OR THE LICENSE HOLDER’S EMPLOYEE, WHO IS AT LEAST 21 YEARS OLD AND CERTIFIED IN AN ALCOHOL AWARENESS PROGRAM; AND”;

after line 17, insert:

“(D) A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER THIS SECTION MAY NOT IMPOSE ADDITIONAL RESTRICTIONS OR LIMITATIONS ON THE SALE OF ALCOHOLIC BEVERAGES UNDER SUBSECTION (B) OR (C) OF THIS SECTION.”;

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in line 18, strike “(C)” and substitute “(E) (1)”; in line 20, after “WITH” insert “A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER”; and after line 20, insert:

“(2) A LOCAL LICENSING BOARD MAY LIMIT THE QUANTITY OF ALCOHOLIC BEVERAGES THAT MAY BE SOLD OR DELIVERED UNDER A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER THIS SECTION TO AN INDIVIDUAL IN A SINGLE TRANSACTION.”

AMENDMENT NO. 3

On page 4, in line 22, after the period insert “It shall remain effective for a period of 2 years and, at the end of June 30, 2023, this Act and any local law or ordinance adopted under this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.