

Department of Legislative Services
Maryland General Assembly
2021 Session

FISCAL AND POLICY NOTE
Third Reader - Revised

Senate Bill 390

(Senator Gallion)

Education, Health, and Environmental Affairs

Economic Matters

Harford County - Alcoholic Beverages - Gift Basket Permit

This bill establishes a gift basket permit in Harford County. The bill authorizes the Harford County Board of License Commissioners to issue the permit to a person (1) whose primary business is the sale and delivery of flowers; (2) whose business includes the sale and delivery of gift baskets of flowers, food, or other items; and (3) who does not hold another alcoholic beverages license or permit. The board is prohibited from issuing a permit for use in conjunction with or on the premises of a chain store, supermarket, or discount house. A permit holder may sell and deliver, to consumers of a legal drinking age located in the county, gift baskets containing specified volumes of beer, wine, or liquor products, purchased from a retail license holder. The permit holder must maintain records and submit reports required by the board and is subject to specified alcohol awareness training requirements. The annual permit fee is \$100. **The bill takes effect July 1, 2021.**

Fiscal Summary

State Effect: None.

Local Effect: Harford County revenues increase to the extent gift basket permits are issued under the bill. Harford County can monitor permits and adopt the required regulations with existing resources.

Small Business Effect: Minimal overall, but potential meaningful impact for permit holders able to sell gift baskets containing alcohol, as specified, under the bill.

Analysis

Bill Summary: The permit holder or an employee of the permit holder must (1) deliver the gift basket containing alcoholic beverages and (2) require the person receiving a delivery of a gift basket containing alcoholic beverages to display proof that the person is at least 21 years old. An individual who delivers a gift basket containing alcoholic beverages must be at least 21 years old. The related place of worship and school distance requirements do not apply to the issuance of a gift basket permit.

The bill prohibits a permit holder's annual sales from alcoholic beverages from exceeding 10% of the holder's annual gross sales. The board must adopt regulations for gift basket permits.

Local Fiscal Effect: Harford County revenues increase by \$100 annually for each gift basket permit issued. As the number of individuals that will seek to obtain a permit, as a result of the bill, is unknown, any corresponding revenue increase cannot be reliably estimated. Harford County can monitor permits and adopt the required regulations with existing resources.

Additional Information

Prior Introductions: None.

Designated Cross File: HB 1100 (Harford County Delegation) - Economic Matters.

Information Source(s): Harford County; Department of Legislative Services

Fiscal Note History: First Reader - February 8, 2021
an/tso Third Reader - March 19, 2021
Revised - Amendment(s) - March 19, 2021

Analysis by: Hillary J. Cleckler

Direct Inquiries to:
(410) 946-5510
(301) 970-5510