

Department of Legislative Services
Maryland General Assembly
2022 Session

FISCAL AND POLICY NOTE
Third Reader

House Bill 242

(Montgomery County Delegation)

Economic Matters

Education, Health, and Environmental Affairs

Montgomery County – Alcoholic Beverages – Consumption Only Marketplace
Licenses MC 06–22

This bill authorizes the Montgomery County Board of License Commissioners to issue a consumption only marketplace license to the management company of a commercial shopping center if the shopping center meets specified criteria. The bill also alters the distance that the license holder is authorized to allow the consumption of beer, wine, and liquor in a designated outdoor area to include an area within 1,000 feet of the designated outdoor area. **The bill takes effect July 1, 2022.**

Fiscal Summary

State Effect: None.

Local Effect: The bill is not anticipated to materially affect Montgomery County operations or finances.

Small Business Effect: Minimal.

Analysis

Current Law: Chapter 186 of 2020 established the consumption only marketplace license in Montgomery County. The board may issue a consumption only marketplace license to *the developer* of a commercial shopping center if the commercial shopping center (1) encompasses an area of at least 10 acres; (2) includes at least one establishment with a Class B license, Class BD-BWL license, Class D-BWL license, or Class H license; and (3) contains a designated outdoor area for the consumption of alcoholic beverages. The license holder is authorized to allow the consumption of beer, wine, and liquor in a

designated area that is located within the commercial shopping center if the beer, wine, or liquor is purchased at an establishment (1) that is located within the commercial shopping center; (2) for which a Class B, Class BD-BWL, or Class H license has been issued; (3) that is *contiguous* to the designated outdoor area; and (4) that uses containers branded with an identifying mark of the seller.

As part of the license application, a developer must include a description of the designated outdoor area and a list of the *contiguous* license holders whose alcoholic beverages may be consumed in the outdoor area, as well as a security plan that has been approved by the Montgomery County Department of Police.

The license holder may allow the consumption of beer, wine, and liquor in a designated outdoor area Monday through Sunday, from 11:00 a.m. to 11:00 p.m. The annual license fee is \$4,000.

Additional Information

Prior Introductions: None.

Designated Cross File: None.

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

Fiscal Note History: First Reader - February 4, 2022
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