

Chapter 420

(House Bill 989)

AN ACT concerning

Frederick County – Alcoholic Beverages – Miniature Golf Course License

FOR the purpose of authorizing the Board of License Commissioners for Frederick County to issue a Class B–MGC (miniature golf course) license to a miniature golf course under certain circumstances; authorizing a license holder to sell beer, wine, and liquor for on–premises consumption under certain circumstances; requiring a license holder to submit a certain report to the Board before a license may be renewed; and generally relating to alcoholic beverages licenses in Frederick County.

BY renumbering

Article – Alcoholic Beverages
Section 20–1009.2
to be Section 20–1009.3
Annotated Code of Maryland
(2016 Volume and 2022 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 20–102
Annotated Code of Maryland
(2016 Volume and 2022 Supplement)

BY adding to

Article – Alcoholic Beverages
Section 20–1009.2
Annotated Code of Maryland
(2016 Volume and 2022 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 20–1009.2 of Article – Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s) 20–1009.3.

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

Article – Alcoholic Beverages

20–102.

This title applies only in Frederick County.

20-1009.2.

(A) THERE IS A CLASS B-MGC (MINIATURE GOLF COURSE) BEER, WINE, AND LIQUOR LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE FOR USE BY A MINIATURE GOLF COURSE THAT:

(1) IS OPEN TO THE PUBLIC;

(2) HAS A MINIATURE COURSE OF AT LEAST 18 HOLES; AND

(3) HAS ACCOMMODATIONS THAT ARE PREDOMINANTLY DEDICATED TO MINIATURE GOLF.

(C) AN APPLICANT FOR A CLASS B-MGC (MINIATURE GOLF COURSE) BEER, WINE, AND LIQUOR LICENSE SHALL SUBMIT TO THE BOARD A FLOOR PLAN OR LAYOUT OF THE PROPOSED LICENSED PREMISES THAT ILLUSTRATES THAT THE PROPOSED LICENSED PREMISES IS PREDOMINANTLY DEDICATED TO MINIATURE GOLF.

(D) THE LICENSE HOLDER MAY SELL BEER, WINE, AND LIQUOR FOR ON-PREMISES CONSUMPTION:

(1) IF THE LICENSE HOLDER OFFERS FOOD ON-PREMISES AT ALL TIMES WHEN ALCOHOLIC BEVERAGES ARE BEING SOLD; AND

(2) DURING NORMAL BUSINESS HOURS AND IN ACCORDANCE WITH § 20-2005 OF THIS TITLE.

(E) (1) THE LICENSE HOLDER'S ANNUAL SALES FROM:

(I) ALCOHOLIC BEVERAGES MAY NOT EXCEED 35% OF THE ANNUAL GROSS SALES OF THE MINIATURE GOLF COURSE;

(II) MINIATURE GOLF GAMES SHALL BE AT LEAST 50% OF THE ANNUAL GROSS SALES OF THE MINIATURE GOLF COURSE; AND

(III) FOOD SHALL BE AT LEAST 15% OF THE ANNUAL GROSS SALES OF THE MINIATURE GOLF COURSE.

(2) BEFORE THE BOARD MAY RENEW A CLASS B–MGC (MINIATURE GOLF COURSE) BEER, WINE, AND LIQUOR LICENSE, THE LICENSE HOLDER SHALL PROVIDE THE BOARD WITH AN ANNUAL GROSS SALES REPORT FOR ALCOHOL, MINIATURE GOLF GAMES, AND FOOD THAT SHOWS THE LICENSE HOLDER HAS MET THE REQUIREMENTS OF PARAGRAPH (1) OF THIS SUBSECTION.

(F) THE ANNUAL LICENSE FEE IS \$1,500.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2023.

Approved by the Governor, May 3, 2023.