

HOUSE BILL 438

A2

3lr1278

By: **Prince George's County Delegation**

Introduced and read first time: January 30, 2023

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 10, 2023

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Class B–Stadium (Baseball**
3 **Stadium) Beer, Wine, and Liquor License**

4 **PG 306–23**

5 FOR the purpose of altering the alcoholic beverages that may be sold under a certain
6 stadium license in Prince George's County; authorizing the holder of a Class
7 B–Stadium (baseball stadium) beer, wine, and liquor license to sell beer, wine, and
8 liquor for on–premises consumption; altering a provision of law providing that the
9 profit from the sale of certain alcoholic beverages under the license may accrue to
10 the use of the Maryland–National Capital Park and Planning Commission or the
11 concessionaire; altering the names of certain stadium licenses in the county; and
12 generally relating to alcoholic beverages licenses in Prince George's County.

13 BY repealing and reenacting, without amendments,

14 Article – Alcoholic Beverages

15 Section 26–102

16 Annotated Code of Maryland

17 (2016 Volume and 2022 Supplement)

18 BY repealing and reenacting, with amendments,

19 Article – Alcoholic Beverages

20 Section 26–1014, 26–1015(a), 26–1405(c), 26–1406(c), and 26–1601(a)(1)

21 Annotated Code of Maryland

22 (2016 Volume and 2022 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Alcoholic Beverages**

4 26–102.

5 This title applies only in Prince George’s County.

6 26–1014.

7 (a) There is a Class B–Stadium (baseball stadium) beer [and light], wine, AND
8 LIQUOR license.

9 (b) The Board may issue the license to:

10 (1) the Maryland–National Capital Park and Planning Commission; or

11 (2) a private concessionaire that is under contract with the Commission.

12 (c) The license authorizes the license holder to sell beer [and light], wine, AND
13 LIQUOR at retail to consumers for on–premises consumption in a baseball stadium owned
14 or operated by the Maryland–National Capital Park and Planning Commission.

15 (d) Profit from the sale of beer [or light], wine, OR LIQUOR made by a license
16 holder may accrue to the use of the Commission or the concessionaire.

17 (e) The annual license fee is \$2,420.

18 26–1015.

19 (a) There is a Class [B] B–STADIUM (FOOTBALL STADIUM) beer, wine, and
20 liquor [stadium] license.

21 26–1405.

22 (c) (1) This subsection does not apply to a Class B–Stadium (BASEBALL
23 STADIUM) beer [and light], wine, AND LIQUOR license, a 7–day Class B–ECR on–sale
24 beer, wine, and liquor license, or a Class B–WPL (waterfront pavilion) beer, wine, and
25 liquor license.

26 (2) To be eligible to receive a license, a partner shall:

27 (i) be a resident of the State at the time the application is filed and
28 continue to be a resident as long as the license is in effect; and

1 (ii) be a registered voter of the State.

2 26-1406.

3 (c) (1) This subsection does not apply to a Class B-Stadium (**BASEBALL**
4 **STADIUM**) beer [and light], wine, **AND LIQUOR** license, a 7-day Class B-ECR on-sale
5 beer, wine, and liquor license, or a Class B-WPL (waterfront pavilion) beer, wine, and
6 liquor license.

7 (2) To be eligible to receive a license, an applicant shall:

8 (i) be a resident of the State at the time the application is filed and
9 continue to be a resident as long as the license is in effect; and

10 (ii) be a registered voter of the State.

11 26-1601.

12 (a) (1) Except as otherwise provided in this title, the number of licenses in a
13 class issued by the Board may not exceed:

14 (i) Class A beer, 4;

15 (ii) Class B beer, 23;

16 (iii) Class C beer, 3;

17 (iv) Class D beer, 33;

18 (v) Class A beer and light wine, 7;

19 (vi) Class B beer and light wine, 45;

20 (vii) Class B-GC beer and light wine, 4;

21 (viii) [Class B-Stadium beer and light wine, 1;

22 (ix)] Class C beer and light wine, 8;

23 [(x)] **(IX)** Class D beer and light wine, 99;

24 [(xi)] **(X)** Class A beer, wine, and liquor, 143;

25 [(xii)] **(XI)** Class B beer, wine, and liquor, 215;

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- 1 [(xiii)] **(XII)** Class B–AE beer, wine, and liquor, 15;
- 2 [(xiv)] **(XIII)** Class BCE beer, wine, and liquor, 8;
- 3 [(xv)] **(XIV)** Class B–CI beer, wine, and liquor, 2;
- 4 [(xvi)] **(XV)** Class B–DD beer, wine, and liquor:
- 5 1. under § 26–1614(a)(1) of this subtitle, 4;
- 6 2. under § 26–1614(a)(2) of this subtitle, 4;
- 7 3. under § 26–1614(a)(3) of this subtitle, 6;
- 8 4. under § 26–1614(a)(4) of this subtitle, 6;
- 9 5. under § 26–1614(a)(5) of this subtitle, 4;
- 10 6. under § 26–1614(a)(6) of this subtitle, 10; and
- 11 7. under § 26–1614(a)(7) of this subtitle, 3;
- 12 [(xvii)] **(XVI)** Class B/ECF beer, wine, and liquor, 1;
- 13 [(xviii)] **(XVII)** Class B–ECF/DS beer, wine, and liquor, 2;
- 14 [(xix)] **(XVIII)** Class B–ECR beer, wine, and liquor, 1;
- 15 [(xx)] **(XIX)** Class B–Stadium **(BASEBALL STADIUM)** beer, wine, and
16 liquor, 1;
- 17 **(XX) CLASS B–STADIUM (FOOTBALL STADIUM) BEER, WINE, AND**
18 **LIQUOR, 1;**
- 19 (xxi) Class B–WPL (waterfront pavilion) beer, wine, and liquor, 3; and
- 20 (xxii) Class C beer, wine, and liquor:
- 21 1. under § 26–1002 of this title, 1;
- 22 2. under § 26–1005 of this title, 12;
- 23 3. under § 26–1011 of this title, 25;
- 24 4. under § 26–1017 of this title, 30; and

1 5. under § 26–1019 of this title, 4.

2 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect April
3 1, 2023.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.