

HOUSE BILL 989

A2

3lr1825

By: **Frederick County Delegation**

Introduced and read first time: February 10, 2023

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Miniature Golf Course License**

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

9 BY renumbering

10 Article – Alcoholic Beverages
11 Section 20–1009.2
12 to be Section 20–1009.3
13 Annotated Code of Maryland
14 (2016 Volume and 2022 Supplement)

15 BY repealing and reenacting, without amendments,

16 Article – Alcoholic Beverages
17 Section 20–102
18 Annotated Code of Maryland
19 (2016 Volume and 2022 Supplement)

20 BY adding to

21 Article – Alcoholic Beverages
22 Section 20–1009.2
23 Annotated Code of Maryland
24 (2016 Volume and 2022 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Alcoholic Beverages**

4 20–102.

5 This title applies only in Frederick County.

6 **20–1009.2.**

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

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

11 (1) IS OPEN TO THE PUBLIC;

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

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

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

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

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

24 (2) DURING NORMAL BUSINESS HOURS AND IN ACCORDANCE WITH §
25 20–2005 OF THIS TITLE.

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

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

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

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

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

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

11 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
12 1, 2023.