

SENATE BILL 738

A2

3lr2048
CF HB 1059

By: **Senator Gallion**

Introduced and read first time: February 6, 2023

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 2, 2023

CHAPTER _____

1 AN ACT concerning

2 **Harford County – Alcoholic Beverages – Performing Arts Theater License**

3 FOR the purpose of establishing in Harford County a performing arts theater beer and wine
4 license that authorizes the holder to sell or serve beer and wine in certain performing
5 arts theaters at retail for on–premises consumption; and generally relating to
6 alcoholic beverages licenses in Harford County.

7 BY renumbering

8 Article – Alcoholic Beverages

9 Section 22–1005.2

10 to be Section 22–1005.3

11 Annotated Code of Maryland

12 (2016 Volume and 2022 Supplement)

13 BY repealing and reenacting, without amendments,

14 Article – Alcoholic Beverages

15 Section 22–102

16 Annotated Code of Maryland

17 (2016 Volume and 2022 Supplement)

18 BY adding to

19 Article – Alcoholic Beverages

20 Section 22–1005.2

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 Section(s) 22–1005.2 of Article – Alcoholic Beverages of the Annotated Code of
 3 Maryland be renumbered to be Section(s) 22–1005.3.

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

6 **Article – Alcoholic Beverages**

7 22–102.

8 This title applies only in Harford County.

9 **22–1005.2.**

10 (A) IN THIS SECTION, “PERFORMING ARTS THEATER” MEANS AN AREA, A
 11 BUILDING, OR A STRUCTURE DESIGNED AND USED FOR PLAYS, ACTS, DRAMAS,
 12 CONCERTS, OR HISTRIONICS BY ACTORS OR ACTRESSES PERFORMING ON A STAGE
 13 OR THE SHOWING OF MOVIES OR FILMS.

14 (B) THERE IS A PERFORMING ARTS THEATER BEER AND WINE LICENSE.

15 (C) THE BOARD MAY ISSUE THE LICENSE FOR USE ON THE PREMISES OF A
 16 PERFORMING ARTS THEATER OPERATED BY A NONPROFIT ORGANIZATION.

17 (D) THE LICENSE AUTHORIZES THE HOLDER TO SELL OR SERVE BEER AND
 18 WINE AT RETAIL FOR ON–PREMISES CONSUMPTION.

19 (E) THE LICENSE HOLDER MAY SELL OR SERVE BEER AND WINE:

20 (1) 1 HOUR BEFORE AND AFTER A PERFORMANCE;

21 (2) DURING A PERFORMANCE;

22 (3) DURING AN INTERMISSION; AND

23 (4) DURING A ~~CAST PARTY OR~~ RECEPTION ~~BEFORE OR~~ 1 HOUR
 24 BEFORE OR 1 HOUR AFTER A PERFORMANCE.

25 (F) THE LICENSE MAY NOT BE TRANSFERRED TO ANOTHER LOCATION.

26 (G) THE LICENSE HOLDER SHALL PURCHASE BEER AND WINE FROM A
 27 ~~RETAIL LICENSE HOLDER OR~~ AN AUTHORIZED AND LICENSED WHOLESALER ~~OR~~
 28 ~~MANUFACTURER.~~

1 **(H) ISSUANCE OF A LICENSE UNDER THIS SECTION DOES NOT PROHIBIT THE**
2 **BOARD FROM ISSUING A CLASS C PER DIEM LICENSE THAT APPLIES TO THE**
3 **PERFORMING ARTS THEATER.**

4 **(I) THE LICENSE HOLDER SHALL SERVE OR OFFER FOR SALE SNACKS AT**
5 **ALL TIMES WHEN BEER AND WINE ARE SOLD.**

6 **(J) THE ANNUAL LICENSE FEE IS \$500.**

7 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
8 1, 2023.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.