

Chapter 614

(House Bill 289)

AN ACT concerning

Frederick County – Alcoholic Beverages – Cinema/Theater License

FOR the purpose of creating a cinema/theater license in Frederick County; authorizing the Board of License Commissioners to issue the license for use in a for-profit cinema or theater that has one or more screening rooms or performance halls; authorizing the license holder to sell beer, wine, and liquor for on-premises consumption under certain circumstances; requiring a license holder to sell certain food; authorizing a customer to consume beer, wine, or liquor anywhere on the licensed premises; prohibiting an individual serving beer, wine, or liquor from mixing the contents of one bottle with the contents of another bottle; requiring the individual to dispose of or destroy all empty bottles and cans; requiring a license holder to obtain a certain crowd control training certificate and have a certain certified crowd control manager present at the licensed premises at certain times; requiring the license holder to have a certain individual who has received certification from a certain alcohol awareness program to be present at the licensed premises under certain circumstances; specifying a license fee; repealing a provision of law concerning Class B-DH (draffhouse) licenses for theaters; and generally relating to alcoholic beverages licenses in Frederick County.

BY repealing

Article – Alcoholic Beverages
Section 20-1008
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Alcoholic Beverages
Section 20-102
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

BY adding to

Article – Alcoholic Beverages
Section 20-1003.1
Annotated Code of Maryland
(2016 Volume and 2018 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 20-1008 of Article – Alcoholic Beverages of the Annotated Code of Maryland be repealed.

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.

20–1003.1.

(A) THERE IS A CLASS CT (CINEMA/THEATER) (ON–SALE) BEER, WINE, AND LIQUOR LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE FOR USE IN A FOR–PROFIT CINEMA OR THEATER THAT HAS ONE OR MORE SCREENING ROOMS OR PERFORMANCE HALLS.

(C) (1) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL BEER, WINE, AND LIQUOR FOR ON–PREMISES CONSUMPTION BY THE CAN, BOTTLE, OR DRINK:

(I) IN A DESIGNATED AREA OF THE LOBBY, FOR 45 MINUTES BEFORE A MOVIE STARTS OR A THEATER PERFORMANCE STARTS; AND

(II) TO AN INDIVIDUAL WHO HAS A TICKET TO A MOVIE OR A THEATER PERFORMANCE AND PROPER IDENTIFICATION.

(2) A LICENSE HOLDER SHALL OFFER FOR SALE FOOD OTHER THAN CANDY AND POPCORN.

(D) A CUSTOMER MAY CONSUME BEER, WINE, OR LIQUOR ANYWHERE ON THE LICENSED PREMISES.

(E) A LICENSE HOLDER MAY EXERCISE THE PRIVILEGES OF THE LICENSE MONDAY THROUGH SUNDAY.

(F) AN INDIVIDUAL SERVING BEER, WINE, OR LIQUOR:

(1) MAY NOT MIX THE CONTENTS OF ONE BOTTLE WITH THE CONTENTS OF ANOTHER BOTTLE; AND

(2) SHALL REMOVE OR DESTROY ALL EMPTY BOTTLES AND CANS.

(G) (1) A LICENSE HOLDER SHALL:

(I) OBTAIN A CROWD CONTROL TRAINING CERTIFICATE FROM A PROGRAM THAT IS CERTIFIED BY THE STATE; AND

(II) WHILE SELLING BEER, WINE, AND LIQUOR, HAVE ONE CERTIFIED CROWD CONTROL MANAGER ON THE LICENSED PREMISES FOR EVERY 250 INDIVIDUALS PRESENT.

(2) NOTWITHSTANDING § 20-1903(A) OF THIS TITLE, A LICENSE HOLDER SHALL REQUIRE ONE INDIVIDUAL WHO HAS COMPLETED A CERTIFIED ALCOHOL AWARENESS PROGRAM TO BE ON THE LICENSED PREMISES AT ALL TIMES WHEN ALCOHOL IS BEING SERVED.

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

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2019.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 25, 2019.