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9lr1541 CF HB 312

By: Senators Young and Hough

Introduced and read first time: January 28, 2019

Assigned to: Education, Health, and Environmental Affairs

## A BILL ENTITLED

-	A A T A COTT	•
1	AN ACT	concerning

## 2 Frederick County - Alcoholic Beverages - Multiple Licenses Allowed

- 3 FOR the purpose of authorizing the Board of License Commissioners for Frederick County
- 4 to issue not more than a certain number of hotel or motel licenses, hotel or restaurant
- 5 licenses, entertainment center licenses, or hotel lobby licenses to the same license
- 6 holder; and generally relating to alcoholic beverages licenses in Frederick County.
- 7 BY repealing and reenacting, without amendments,
- 8 Article Alcoholic Beverages
- 9 Section 20–102
- 10 Annotated Code of Maryland
- 11 (2016 Volume and 2018 Supplement)
- 12 BY repealing and reenacting, with amendments,
- 13 Article Alcoholic Beverages
- 14 Section 20–903, 20–904, 20–1009, and 20–1009.1
- 15 Annotated Code of Maryland
- 16 (2016 Volume and 2018 Supplement)
- 17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
- 18 That the Laws of Maryland read as follows:

## 19 Article - Alcoholic Beverages

- 20 20–102.
- 21 This title applies only in Frederick County.
- 22 20-903.
- 23 (a) There is a Class B beer, wine, and liquor hotel or motel license.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (b) The Board may issue the license for use by a hotel or motel that: 2 (1)is an establishment to accommodate the public by providing services 3 ordinarily found in a hotel or motel; 4 (2)has at least 15 rooms; 5 has a dining room with facilities for preparing and serving full-course 6 meals for at least 28 individuals at one seating; and 7 (4) has a capital investment in the hotel or motel facility of at least 8 \$400,000. 9 (c) (1)The license authorizes the license holder to sell beer, wine, and liquor 10 by the individual drink at any place on the hotel or motel premises. 11 (2)Subject to subparagraph (ii) of this paragraph, the license 12 authorizes the license holder to sell beer, wine, and liquor by the bottle: 13 at any place on the premises for a banquet, party, 1. hospitality room, meeting, or a similar function; and 14 2. 15 for dinner in the restaurant portion of the premises. 16 (ii) A customer may not remove from the premises any contents of a 17 bottle sold under this paragraph that remains unused. 18 The license authorizes the sale of beer, wine, and liquor by the 19 bottle through room service to a registered patron in a hotel or motel room. 20 Not more than two bottles may be sold through room service to 21any one customer in a 24-hour period. 22 A bottle sold through room service may be removed from the premises by the customer on checking out from the hotel or motel. 2324 THE BOARD MAY ISSUE NOT MORE THAN 10 LICENSES TO THE SAME LICENSE HOLDER. 25
- days as set out for a Class B beer, wine, and liquor license under § 20–2005(b) of this title.

The license holder may sell beer, wine, and liquor during the hours and

- 28 **[(e)] (F)** The annual license fee is \$2,000.
- 29 20-904.

[(d)] **(E)** 

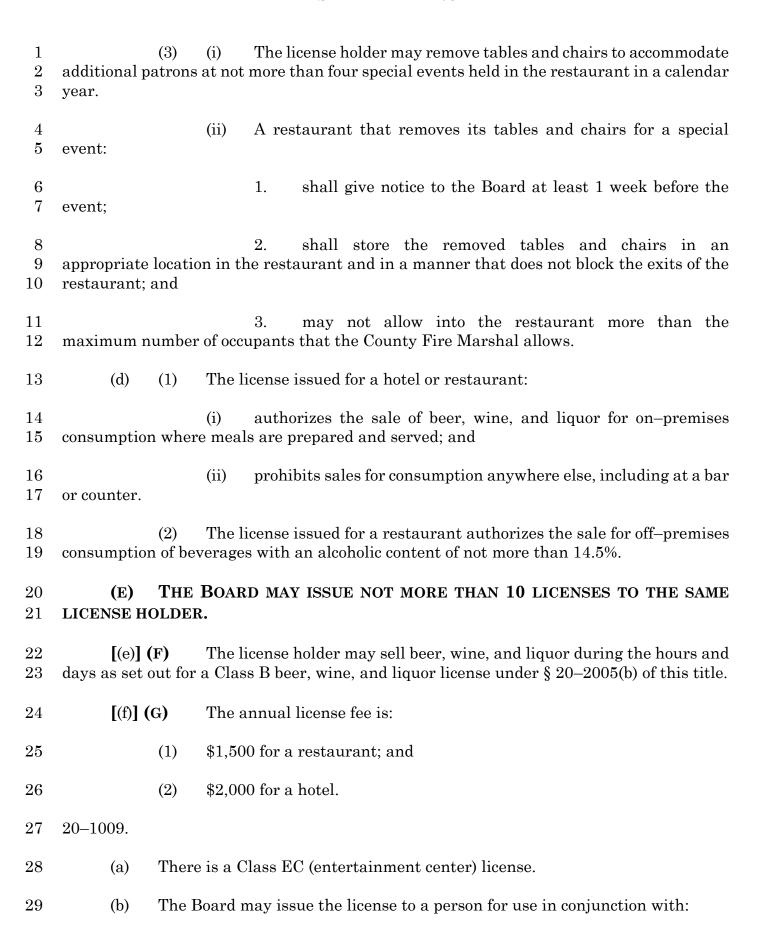
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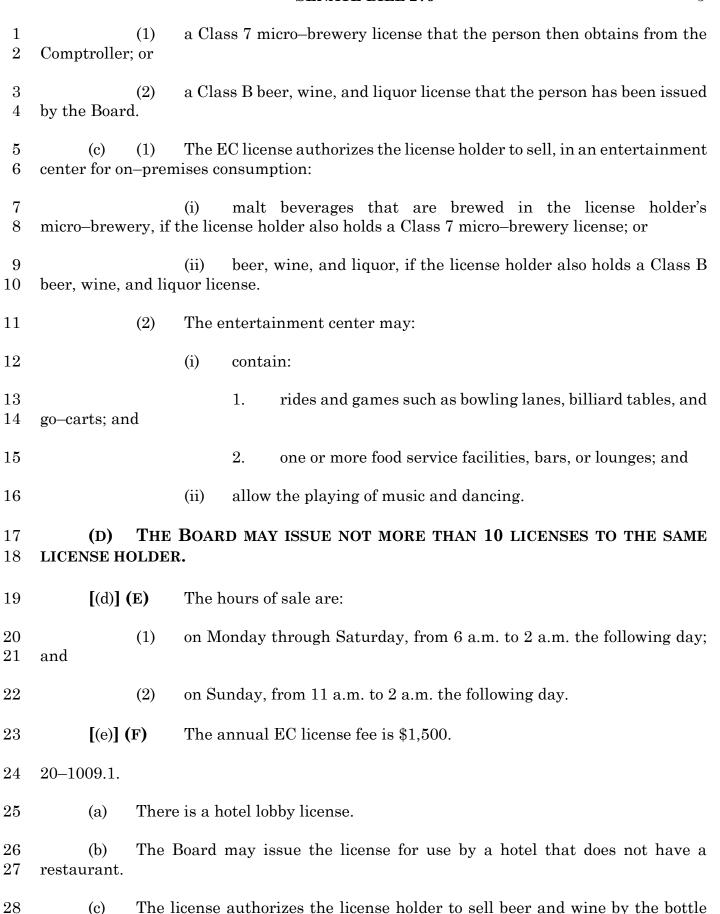
1 (a) There is a Class B beer, wine, and liquor hotel or restaurant license. 2 The Board may issue the license for use by a hotel that: (b) 3 is an establishment for the accommodation of the public providing 4 service ordinarily found in hotels: 5 (2)contains: 6 (i) at least 25 rooms; 7 (ii) a lobby with a registration and mail desk; and 8 seating facilities and a dining room that serves full-course meals (iii) 9 at least twice daily and that has a regular seating at tables, not including seats at bars or 10 counters, for 28 or more individuals; and 11 (3) is operated in a facility that: 12 (i) is valued for State and local assessment and taxation at not less 13 than \$20,000; and 14 (ii) has personal property valued for State and local assessment and 15 taxation at not less than \$3,000. 16 Subject to paragraph (2) of this subsection, the Board may issue the 17 license for use by a restaurant that: 18 (i) serves full-course meals at least twice daily; 19 (ii) has regular seating at tables, not including seats at bars or 20 counters, for 28 or more individuals: 21is operated in a facility valued for State and local assessment and 22 taxation at not less than \$40,000; and 23has personal property valued for State and local assessment and 24taxation at not less than \$5,000. 25(2)This subsection does not apply to or affect any license holder that 26 had the license on December 31, 1993, or to a person who has a permit for a building that 27was under construction on that date. 28(ii) The area normally used as a restaurant for the preparation and 29 consumption of food and beverages shall occupy at least 80% of the square foot area of the

licensed premises, except for premises used for recreation, such as a bowling alley or pool

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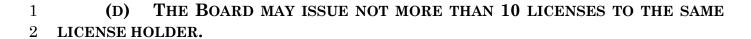
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from a store in the hotel lobby to patrons of the hotel for on-premises consumption.

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- 3 [(d)] (E) The license holder may sell beer and wine:
- 4 (1) on Monday through Saturday, from 6 a.m. to 2 a.m. the following day;

5 and

- 6 (2) on Sunday, from 11 a.m. to 2 a.m. the following day.
- 7 **[(e)] (F)** The license fee is \$100.
- 8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 9 1, 2019.