

HOUSE BILL 430

A2

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CF SB 37

By: ~~Delegates Bartlett and Chang~~ Anne Arundel County Delegation

Introduced and read first time: January 23, 2020

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 2020

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Class B and Class H Licenses –**
3 **Renewals**

4 FOR the purpose of requiring a license holder, before each renewal of a Class B or Class H
5 alcoholic beverages license in Anne Arundel County, to attest in a sworn statement
6 that the gross receipts from food sales for a certain period of time immediately
7 preceding the application for renewal were equal to at least a certain percentage of
8 the gross receipts from the sale of food and alcoholic beverages sold for on-premises
9 consumption; and generally relating to the renewal of Class B and Class H alcoholic
10 beverages licenses in Anne Arundel County.

11 BY repealing and reenacting, without amendments,
12 Article – Alcoholic Beverages
13 Section 11–102
14 Annotated Code of Maryland
15 (2016 Volume and 2019 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Alcoholic Beverages
18 Section 11–802, 11–805, 11–902, and 11–905
19 Annotated Code of Maryland
20 (2016 Volume and 2019 Supplement)

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

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.



Article – Alcoholic Beverages

11-102.

This title applies only in Anne Arundel County.

11-802.

(a) There is a Class B beer and light wine license.

(b) The license authorizes the license holder to sell beer and light wine at a hotel or restaurant, at retail, at the place described in the license, for on- and off-premises consumption.

(c) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR THE 12-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES SOLD FOR ON-PREMISES CONSUMPTION.**

(D) The annual license fee is \$480.

11-805.

(a) There is a Class H beer and light wine license.

(b) The license authorizes the license holder to sell beer and light wine at a hotel or restaurant, at retail, at the place described in the license, for on-premises consumption.

(c) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR THE 12-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES.**

(D) The annual license fee is \$360.

11-902.

(a) There is a Class B beer, wine, and liquor license.

(b) The Board may issue the license for use by a restaurant that:

(1) has ample space and accommodations for regularly preparing, selling, and serving hot meals to the public at least twice daily;

(2) is equipped with a public dining room with sufficient tables, chairs, cutlery, and glassware to serve the meals prepared in the restaurant;

(3) is equipped with a kitchen that has complete facilities and utensils for preparing and serving hot and cold meals to the public; and

(4) employs a sufficient number of cooks and wait staff to serve the number of customers accommodated in the dining room.

(c) The license authorizes the license holder to sell beer, wine, and liquor at retail at the place described in the license, for on- or off-premises consumption.

(d) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR THE 12-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES SOLD FOR ON-PREMISES CONSUMPTION.**

(E) The annual fee for the license is \$1,080.

11-905.

(a) There is a Class H beer, wine, and liquor license.

(b) The license authorizes the license holder to sell beer, wine, and liquor at retail at the place described in the license, for on-premises consumption.

(c) The license holder may sell beer, wine, and liquor during the hours and days as set out under § 11-2004(e) of this title.

(d) **BEFORE EACH RENEWAL OF THE LICENSE, THE LICENSE HOLDER SHALL ATTEST IN A SWORN STATEMENT THAT THE GROSS RECEIPTS FROM FOOD SALES FOR THE 12-MONTH PERIOD IMMEDIATELY PRECEDING THE APPLICATION FOR RENEWAL WERE AT LEAST EQUAL TO 51% OF THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES.**

(E) The annual license fee is \$960.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2020.