

HOUSE BILL 1047

A2
HB 1363/19 – HRU

0lr3217

By: **Prince George's County Delegation**

Introduced and read first time: February 6, 2020

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Sunday Off-Sale Permits**

3 **PG 314–20**

4 FOR the purpose of repealing a limitation on the number of Sunday off-sale permits that
5 the Board of License Commissioners for Prince George's County may issue; and
6 generally relating to alcoholic beverages in Prince George's County.

7 BY repealing and reenacting, without amendments,
8 Article – Alcoholic Beverages
9 Section 26–102
10 Annotated Code of Maryland
11 (2016 Volume and 2019 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Alcoholic Beverages
14 Section 26–1104
15 Annotated Code of Maryland
16 (2016 Volume and 2019 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 26–102.

21 This title applies only in Prince George's County.

22 26–1104.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(a) There is a Sunday off-sale permit.

(b) (1) (i) Subject to [subsection (f) of this section and] subparagraphs (ii) and (iii) of this paragraph and except as provided in paragraph (2) of this subsection, the Board may issue the permit to the holder of:

1. a Class A beer, wine, and liquor license; or

2. a Class B beer, wine, and liquor license with an off-sale privilege.

(ii) Five Sunday off-sale permits may be issued only to holders of a Class B beer, wine, and liquor license with an off-sale privilege that acquired the license on or after January 1, 2016.

(iii) Sunday off-sale permits may be issued to holders of a Class A beer, wine, and liquor license that acquired the license on or after January 1, 2016.

(2) The Board may not issue a Sunday off-sale permit to a license holder that the Board finds to have sold liquor on Sunday without a Sunday off-sale permit.

(c) The permit authorizes the holder to sell alcoholic beverages for off-premises consumption on Sunday from 8 a.m. to midnight.

(d) (1) Except as provided in paragraph (2) of this subsection, an applicant for the permit shall commit in the application to reinvesting a minimum of \$50,000 in the business within 1 year after the permit is issued.

(2) (i) The Board may waive the reinvestment requirement.

(ii) The Board shall waive the reinvestment requirement for a holder of a Class B beer, wine, and liquor license with an off-sale privilege that acquired the license on or after January 1, 2016, if the holder can show that a minimum of \$50,000 was reinvested in the business within the 3-year period immediately preceding the submission of the application.

(3) The Board shall revoke the permit if:

(i) the Board did not waive the reinvestment requirement under paragraph (2) of this subsection; and

(ii) the permit holder fails to make the required reinvestment.

(e) If the permit is issued to the holder of a Class B beer, wine, and liquor license with an off-sale privilege, the holder need not comply with any restaurant or food requirement.

(f) [Not more than 105 Sunday off-sale permits may be in effect at any one time.

(g)] (1) The application fee for the permit is \$750.

(2) The annual fees for the permit are:

(i) \$2,590 for the holder of a Class A beer, wine, and liquor license;

and

(ii) \$1,080 for the holder of a Class B beer, wine, and liquor license

with an off-sale privilege.

(3) The fees listed in paragraphs (1) and (2) of this subsection are in addition to the annual fee for the Class A beer, wine, and liquor license or Class B beer, wine, and liquor license to which it is attached.

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