

HOUSE BILL 990

A2

3lr1835

By: **Frederick County Delegation**

Introduced and read first time: February 10, 2023

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 11, 2023

CHAPTER _____

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Class B–HTF (Hatchet Throwing**
3 **Facility) License**

4 FOR the purpose of establishing a Class B–HTF (hatchet throwing facility) beer and wine
5 license in Frederick County; authorizing the Board of License Commissioners for
6 Frederick County to issue the license; and generally relating to alcoholic beverages
7 licenses in Frederick County.

8 BY renumbering

9 Article – Alcoholic Beverages

10 Section 20–1009.1 and 20–1009.2

11 to be Section 20–1009.2 and 20–1009.3, respectively

12 Annotated Code of Maryland

13 (2016 Volume and 2022 Supplement)

14 BY repealing and reenacting, without amendments,

15 Article – Alcoholic Beverages

16 Section 20–102

17 Annotated Code of Maryland

18 (2016 Volume and 2022 Supplement)

19 BY adding to

20 Article – Alcoholic Beverages

21 Section 20–1009.1

22 Annotated Code of Maryland

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.



(2016 Volume and 2022 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 20–1009.1 and 20–1009.2 of Article – Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be Section(s) 20–1009.2 and 20–1009.3, respectively.

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.

20–1009.1.

(A) THERE IS A CLASS B–HTF (HATCHET THROWING FACILITY) BEER AND WINE LICENSE.

(B) THE BOARD MAY ISSUE THE LICENSE FOR USE BY A HATCHET THROWING FACILITY THAT:

(1) IS OPEN TO THE PUBLIC;

(2) HAS AT LEAST FIVE HATCHET THROWING PITS; AND

(3) IN THE DISCRETION OF THE BOARD BASED ON AN APPROVED FLOOR PLAN, HAS AMPLE SPACE AND ACCOMMODATIONS PREDOMINANTLY DEDICATED TO HATCHET THROWING PITS AND SEATING FOR VIEWING THE HATCHET THROWING PITS.

(C) THE LICENSE AUTHORIZES THE LICENSE HOLDER TO SELL AT RETAIL BEER AND WINE FOR ON–PREMISES CONSUMPTION ONLY.

(D) THE LICENSE HOLDER SHALL OFFER FOOD ON–PREMISES AT ALL TIMES WHEN ALCOHOLIC BEVERAGES ARE BEING SERVED.

(E) THE LICENSE HOLDER SHALL ENSURE THAT THE ANNUAL GROSS REVENUE FROM:

(1) THE SALE OF ALCOHOLIC BEVERAGES DOES NOT EXCEED 35% OF THE LICENSE HOLDER’S TOTAL ANNUAL GROSS REVENUE;

1 **(2) HATCHET THROWING RENTAL FEES IS AT LEAST 50% OF THE**
2 **LICENSE HOLDER’S TOTAL ANNUAL GROSS REVENUE; AND**

3 **(3) THE SALE OF FOOD IS AT LEAST 15% OF THE LICENSE HOLDER’S**
4 **TOTAL ANNUAL GROSS REVENUE.**

5 **(F) AS A PREREQUISITE FOR THE RENEWAL OF THE LICENSE, THE LICENSE**
6 **HOLDER SHALL REPORT TO THE BOARD THE PERCENTAGE OF ANNUAL GROSS**
7 **REVENUE DERIVED FROM THE SALE OF ALCOHOLIC BEVERAGES, HATCHET**
8 **THROWING RENTAL FEES, AND THE SALE OF FOOD FOR THE PREVIOUS CALENDAR**
9 **YEAR TO VERIFY THAT THE FACILITY HAS MET THE REQUIREMENTS OF SUBSECTION**
10 **(E) OF THIS SECTION.**

11 **(G) THE LICENSE HOLDER MAY SELL BEER AND WINE DURING THE HOURS**
12 **AND DAYS AS SET OUT FOR A CLASS B BEER AND WINE LICENSE UNDER § 20-2004**
13 **OF THIS TITLE.**

14 **(H) THE BOARD MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION.**

15 **(I) THE ANNUAL LICENSE FEE IS ~~\$1,500~~ \$160.**

16 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2023.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.