

SENATE BILL 151

A2

0lr1192

By: **Senators Pinsky and Harrington**

Introduced and read first time: January 18, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: March 3, 2010

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Class B–AE (Arts and**
3 **Entertainment) License**

4 FOR the purpose of authorizing the Board of License Commissioners for Prince
5 George's County to issue a Class B–AE (arts and entertainment) beer, wine and
6 liquor license; specifying that the license may be issued only to an
7 establishment in a certain arts and entertainment district as approved by the
8 City Council; specifying that the license may be issued for consumption of
9 alcoholic beverages on the licensed premises only; prohibiting a person from
10 holding more than a certain number of licenses; providing for an annual license
11 fee; requiring the Board of License Commissioners to adopt certain regulations;
12 limiting the number of licenses that the Board of License Commissioners may
13 issue; specifying that the license is exempt from a certain restriction; and
14 generally relating to alcoholic beverages licenses in Prince George's County.

15 BY repealing and reenacting, without amendments,
16 Article 2B – Alcoholic Beverages
17 Section 6–201(r)(1)(i) and 9–217(a) and (e)(1)
18 Annotated Code of Maryland
19 (2005 Replacement Volume and 2009 Supplement)

20 BY adding to
21 Article 2B – Alcoholic Beverages
22 Section 6–201(r)(18)
23 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.



1 (2005 Replacement Volume and 2009 Supplement)

2 BY repealing and reenacting, with amendments,
 3 Article 2B – Alcoholic Beverages
 4 Section 9–102(a) and 9–217(b) and (e)(5)
 5 Annotated Code of Maryland
 6 (2005 Replacement Volume and 2009 Supplement)

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

9 **Article 2B – Alcoholic Beverages**

10 6–201.

11 (r) (1) (i) This subsection applies only in Prince George’s County.

12 **(18) (I) THERE IS A CLASS B–AE (ARTS AND ENTERTAINMENT)**
 13 **BEER, WINE AND LIQUOR LICENSE.**

14 **(II) A CLASS B–AE LICENSE MAY BE ISSUED ONLY TO AN**
 15 **ESTABLISHMENT IN THE PRINCE GEORGE’S COUNTY ARTS AND**
 16 **ENTERTAINMENT DISTRICT AS APPROVED BY THE COUNTY COUNCIL IN**
 17 **COUNCIL RESOLUTION CR–83–2001.**

18 **(III) THE LICENSE AUTHORIZES THE HOLDER TO SELL BEER,**
 19 **WINE, AND LIQUOR FOR CONSUMPTION ON THE LICENSED PREMISES ONLY.**

20 **(IV) A PERSON MAY NOT HOLD MORE THAN 2 CLASS B–AE**
 21 **LICENSES.**

22 **(V) THE ANNUAL LICENSE FEE IS \$2,750.**

23 **(VI) THE BOARD OF LICENSE COMMISSIONERS SHALL**
 24 **ADOPT REGULATIONS TO CARRY OUT THIS PARAGRAPH, INCLUDING**
 25 **REGULATIONS SPECIFYING HOURS AND DAYS OF SALE.**

26 9–102.

27 (a) No more than one license provided by this article, except by way of
 28 renewal or as otherwise provided in this section, shall be issued in any county or
 29 Baltimore City, to any person, or for the use of any partnership, corporation,
 30 unincorporated association, or limited liability company, in Baltimore City or any
 31 county of the State, and no more than one license shall be issued for the same
 32 premises except as provided in §§ 2–201 through 2–208, 2–301, and § 6–701 of this
 33 article, and nothing herein shall be construed to apply to § 6–201(r)(4), (15), [and] (17),

1 **AND (18)**, § 7–101(b) and (c), § 8–202(g)(2)(ii) and (iii), § 8–217(e), § 8–508, or
 2 § 12–202 of this article.

3 9–217.

4 (a) This section applies only in Prince George’s County.

5 (b) The number of licenses of each class of alcoholic beverage licenses may
 6 not exceed the following maximum amounts:

7	(1)	Beer license, Class A	19
8	(2)	Beer license, Class B	23
9	(3)	Beer license, Class C	3
10	(4)	Beer license, Class D	76
11	(5)	Beer and light wine license, Class A	26
12	(6)	Beer and light wine license, Class B	45
13	(7)	Beer and light wine license, Class B–GC	4
14	(8)	Beer and light wine license, Class B–Stadium.....	1
15	(9)	Beer and light wine license, Class C	8
16	(10)	Beer and light wine license, Class D	55
17	(11)	Beer, wine and liquor license, Class A	142
18	(12)	Beer, wine and liquor license, Class B	185
19	(13)	BEER, WINE AND LIQUOR LICENSE, CLASS B–AE	5
20	[(13)] (14)	Beer, wine and liquor license, Class BCE.....	8
21	[(14)] (15)	Beer, wine and liquor license, Class B–CI.....	2
22	[(15)] (16)	Reserved.	
23	[(16)] (17)	Beer, wine and liquor license, Class B/ECF	1
24	[(17)] (18)	Beer, wine and liquor license, Class B–ECF/DS	1
25	[(18)] (19)	Beer, wine and liquor license, Class B–ECR	1

1 [(19)] **(20)** Beer, wine and liquor license, Class B–Stadium 1

2 [(20)] **(21)** Beer, wine and liquor license, Class C

3 (i) Under § 6–301(r)(2) 30

4 (ii) Under § 6–301(r)(3) 25

5 (iii) Under § 6–301(r)(4) 4

6 (iv) Under § 6–301(r)(5) 12

7 (v) Under § 6–301(r)(7) 1

8 (e) (1) A license may not be granted to sell alcoholic beverages in any
 9 building located within 1,000 feet of a school building, or within 500 feet of a church.
 10 The 1,000 feet, or the 500 feet, as the case may be, is to be measured from the front
 11 door or main entrance, whichever is nearest the street abutting the premises, of the
 12 proposed licensed establishment along the nearest usual pedestrian route to the door
 13 closest to the licensed premises which is used as an entrance or exit to any school, or
 14 to the main entrance of the church building.

15 (5) This subsection does not apply to any license issued under
 16 § 6–201(r)(2), (4), (5), (15), [or] (16), **OR (18)** or § 7–101 of this article.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 18 October 1, 2010.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.