

SENATE BILL 449

A2
SB 1034/09 – EHE

0lr1602

By: **Senators Brinkley and Mooney**

Introduced and read first time: February 1, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: March 9, 2010

CHAPTER _____

1 AN ACT concerning

2 **Frederick County – Alcoholic Beverages – Sales Hours**

3 FOR the purpose of altering the hours of sale on the days of the week for certain
4 holders of off-sale alcoholic beverages licenses in Frederick County; and
5 generally relating to alcoholic beverages licenses in Frederick County.

6 BY repealing and reenacting, without amendments,
7 Article 2B – Alcoholic Beverages
8 Section 11–303(a)(1) and 11–511(a) and (e)(2)(i), (3)(i), and (4)(i)
9 Annotated Code of Maryland
10 (2005 Replacement Volume and 2009 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article 2B – Alcoholic Beverages
13 Section 11–301(a)(1) and (2), 11–302(a)(1) and (2), 11–303(a)(2)(iii), and
14 11–511(e)(2)(ii), (3)(ii), and (4)(ii)
15 Annotated Code of Maryland
16 (2005 Replacement Volume and 2009 Supplement)

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

19 **Article 2B – Alcoholic Beverages**

20 11–301.

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 (a) (1) **[The] EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,**
2 **THE** hours during which the privileges conferred by a Class A beer license may be
3 exercised are from 6 a.m. to midnight, on every day except Sunday.

4 (2) In Frederick County, **THE HOURS OF OPERATION ARE:**

5 (I) **ON MONDAY THROUGH SATURDAY, FROM 6 A.M. TO**
6 **2 A.M. THE FOLLOWING DAY; AND**

7 (II) **[on] ON** Sunday [the hours of operation are from 1 p.m. to
8 midnight], **FROM 11 A.M. TO 2 A.M. THE FOLLOWING DAY.**

9 11-302.

10 (a) (1) **[The] EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION,**
11 **THE** hours during which the privileges conferred by a Class A beer and light wine
12 license may be exercised are from 6 a.m. to midnight on every day except Sunday.

13 (2) In Frederick County, **THE HOURS OF OPERATION ARE:**

14 (I) **ON MONDAY THROUGH SATURDAY, FROM 6 A.M. TO**
15 **2 A.M. THE FOLLOWING DAY; AND**

16 (II) **[on] ON** Sunday [the hours of operation are from 1 p.m. to
17 midnight], **FROM 11 A.M. TO 2 A.M. THE FOLLOWING DAY.**

18 11-303.

19 (a) (1) The hours during which the privileges conferred by a Class A beer,
20 wine and liquor license may be exercised are from 6 a.m. to midnight, on every day
21 except Sunday.

22 (2) The provisions of paragraph (1) of this subsection are superseded
23 as follows:

24 (iii) In Frederick County holders of a Class A beer, wine and
25 liquor (off-sale) license may sell beer, wine and liquor for off-premises consumption
26 on:

27 1. **MONDAY THROUGH SATURDAY, FROM 6 A.M. TO 2**
28 **A.M. THE FOLLOWING DAY; AND**

29 2. **[Sundays from 1 p.m. to midnight] SUNDAY, FROM**
30 **11 A.M. TO 2 A.M. THE FOLLOWING DAY,** if they hold a special Sunday opening
31 permit;

1 11-511.

2 (a) This section applies only in Frederick County.

3 (e) (2) (i) The Board of License Commissioners may grant a special
4 Sunday opening permit to a Class A beer, wine and liquor (off-sale) licensee.

5 (ii) The special Sunday opening permit authorizes the holder to
6 sell beer, wine and liquor for off-premises consumption on Sundays from [12 noon] **11**
7 **A.M. to [12 midnight] 2 A.M. THE FOLLOWING DAY.**

8 (3) (i) The Board of License Commissioners may grant a special
9 Sunday opening permit to a Class A beer and wine (off-sale) licensee.

10 (ii) The special Sunday opening permit authorizes the holder to
11 sell beer and wine for off-premises consumption on Sundays from [12 noon] **11 A.M. to**
12 **[12 midnight] 2 A.M. THE FOLLOWING DAY.**

13 (4) (i) The Board of License Commissioners may grant a special
14 Sunday opening permit to a Class A beer (off-sale) licensee.

15 (ii) The special Sunday opening permit authorizes the holder to
16 sell beer for off-premises consumption on Sundays from [12 noon] **11 A.M. to [12**
17 **midnight] 2 A.M. THE FOLLOWING DAY.**

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.