

SENATE BILL 519

A2

8lr1848
CF HB 745

By: **Senators Conway, Ferguson, Nathan–Pulliam, Oaks, and Robinson**

Introduced and read first time: January 29, 2018

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 13, 2018

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Class A–7 License**

3 FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to
4 issue a Class A–7 beer, wine, and liquor license; establishing that the license
5 authorizes the holder to sell alcoholic beverages for off–premises consumption 7 days
6 a week during certain hours; providing that license holders who hold a certain class
7 of license are eligible to exchange that license for a Class A–7 license; providing that
8 a Class A–7 license can be issued only until a certain date; establishing an annual
9 license fee for a Class A–7 license; authorizing the Board to issue a Class BWLT beer,
10 wine, and liquor (on premises) tasting license to a holder of a Class A–7 license only
11 in a certain location; providing that the issuance, transfer, or renewal of a Class
12 A–7 license is complete without certain zoning approval or verification; making
13 certain technical changes; and generally relating to alcoholic beverages licenses in
14 Baltimore City.

15 BY repealing and reenacting, without amendments,

16 Article – Alcoholic Beverages
17 Section 12–102 and 12–1308(b)
18 Annotated Code of Maryland
19 (2016 Volume and 2017 Supplement)

20 BY adding to

21 Article – Alcoholic Beverages
22 Section 12–902.1
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.



(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 12–1308(a) and (c) and 12–1407(a)
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

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

Article – Alcoholic Beverages

12–102.

This title applies only in Baltimore City.

12–902.1.

(A) THERE IS A CLASS A–7 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 OFF–PREMISES CONSUMPTION.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A LICENSE HOLDER WHO HOLDS A VALID CLASS B–D–7 BEER, WINE, AND LIQUOR LICENSE ISSUED ON OR BEFORE JULY 1, 2018, MAY APPLY TO THE BOARD TO EXCHANGE THE LICENSE FOR A CLASS A–7 LICENSE.

(2) THE BOARD MAY NOT ISSUE A CLASS A–7 LICENSE AFTER JULY 1, 2020.

(D) A HOLDER OF A CLASS A–7 LICENSE MAY SELL BEER, WINE, AND LIQUOR ON MONDAY THROUGH SUNDAY FROM 9 A.M. TO 10 P.M.

(E) THE ANNUAL LICENSE FEE IS \$1,500.

12–1308.

(a) This section applies in:

(1) ward 27, precincts 42 and 44 of the 41st legislative district of the City;

(2) ward 27, precincts 41 and 48 of the 43rd legislative district of the City;

1 (3) ward 12, precinct 3 of the 43rd legislative district of the City;

2 (4) ward 11, precinct 5 of the 44th legislative district of the City; [and]

3 (5) the 3000 block of Frederick Avenue in ward 20, precinct 9 of the 44A
4 legislative district of the City, based on the Legislative Districting Plan of 2012; AND

5 **(6) THE 46TH LEGISLATIVE DISTRICT OF THE CITY.**

6 (b) There is a Class BWLT beer, wine, and liquor (on premises) tasting license.

7 (c) The Board may issue the license to a holder of a:

8 **(1) Class A beer, wine, and liquor license ONLY IN A LOCATION**
9 **SPECIFIED IN SUBSECTION (A)(1) THROUGH (5) OF THIS SECTION; OR**

10 **(2) CLASS A-7 BEER, WINE, AND LIQUOR LICENSE ONLY IN THE 46TH**
11 **LEGISLATIVE DISTRICT OF THE CITY.**

12 12-1407.

13 (a) (1) The Board or the Board's designee shall examine each application for
14 the issuance or transfer of a license within 45 days of receipt of the application to determine
15 whether the application is complete.

16 (2) Except as provided in paragraph (3) of this subsection, an application
17 for the issuance, transfer, or renewal is not complete unless the applicant has:

18 (i) obtained zoning approval or verification of zoning if the
19 application is for renewal;

20 (ii) submitted all documents required in the application; and

21 (iii) paid all fines and fees that are due.

22 (3) **(I)** An application for the issuance, transfer, or renewal of a Class
23 B-D-7 license that may be issued under § 12-1603(c)(6) of this title in the Old Goucher
24 Revitalization District under § 12-1603(e) of this title is complete without an applicant
25 obtaining zoning approval or verification of zoning.

26 **(II)** **AN APPLICATION FOR THE ISSUANCE, TRANSFER, OR**
27 **RENEWAL OF A CLASS A-7 LICENSE THAT MAY BE ISSUED UNDER § 12-902.1 OF THIS**
28 **TITLE IS COMPLETE WITHOUT AN APPLICANT OBTAINING ZONING APPROVAL OR**
29 **VERIFICATION OF ZONING.**

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
2 1, 2018.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.