

SENATE BILL 571

A2

0lr1287

By: **Senator McCray**

Introduced and read first time: January 31, 2020

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 8, 2020

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Licenses – Hours of Sale**

3 FOR the purpose of specifying certain hours of sale for a holder of a Class B–D–7 beer,
4 wine, and liquor license in a certain area of Baltimore City; prohibiting the hours of
5 sale for a license holder in a certain area from beginning before or ending after
6 certain times; prohibiting the hours of sale from being extended under certain
7 conditions; and generally relating to alcoholic beverages licenses in Baltimore City.

8 BY repealing and reenacting, without amendments,

9 Article – Alcoholic Beverages

10 Section 12–102

11 Annotated Code of Maryland

12 (2016 Volume and 2019 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Alcoholic Beverages

15 Section 12–905 and 12–2005(c)

16 Annotated Code of Maryland

17 (2016 Volume and 2019 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – Alcoholic Beverages**

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 12-102.

2 This title applies only in Baltimore City.

3 12-905.

4 (a) There is a Class B-D-7 beer, wine, and liquor license.

5 (b) (1) The Board may issue a Class B-D-7 license if the Board determines
6 that the license is reasonably necessary for the convenience of the public.

7 (2) In making the determination, the Board shall consider the number of
8 beer, wine, and liquor outlets in a given area and the number of days the outlets are open,
9 rather than the nature of the outlets.

10 (c) The license authorizes the license holder to sell beer, wine, and liquor at retail
11 at the place described in the license, for on- and off-premises consumption.

12 (d) (1) Except as provided in paragraph (2) of this subsection, the license
13 holder may sell beer, wine, and liquor during the hours and days set out under § 12-2004(c)
14 of this title.

15 (2) The hours of sale for a license holder in an area bounded by Liberty
16 Heights Avenue, Northern Parkway, Druid Park Drive, and Wabash Avenue are from 9
17 a.m. to 9 p.m.

18 **(3) THE HOURS OF SALE ARE FROM 9 A.M. TO 10 P.M. FOR A LICENSE**
19 **HOLDER IN AN AREA BOUNDED ON THE NORTH BY NORTH AVENUE, ON THE WEST BY**
20 **CENTRAL AVENUE AND HARFORD AVENUE, ON THE SOUTH BY MONUMENT STREET,**
21 **AS IT RUNS FROM NORTH CENTRAL AVENUE TO NORTH WOLFE STREET AND**
22 **MCELDERRY STREET AS IT RUNS FROM NORTH WOLFE STREET TO LUZERNE**
23 **AVENUE, AND ON THE EAST BY LUZERNE AVENUE AS IT RUNS FROM MONUMENT**
24 **STREET TO FEDERAL STREET, THEN BY ROSE STREET AS IT RUNS FROM FEDERAL**
25 **STREET TO NORTH AVENUE.**

26 (e) The Board shall adopt regulations to determine the manner of operation of a
27 licensed premises.

28 (f) The annual license fee is \$1,320.

29 (g) (1) The Board may reissue a Class B-D-7 beer, wine, and liquor license as
30 a Class A-2 beer, wine, and liquor (package goods) license if the licensed premises is:

31 (i) within the 41st legislative district; and

1 (ii) equipped with high–definition cameras that provide continuous,
2 24–hour monitoring inside and outside the licensed premises.

3 (2) The hours of sale for the 7–day beer, wine, and liquor (package goods)
4 license authorized under this subsection are from 9 a.m. to midnight Monday through
5 Sunday.

6 (3) A holder of a 7–day beer, wine, and liquor (package goods) license
7 authorized under this subsection that unlawfully sells or provides alcoholic beverages to an
8 individual under the age of 21 years is subject to:

9 (i) for a first offense, a fine of not less than \$1,500 or more than
10 \$3,000; and

11 (ii) for a second or subsequent offense, a license suspension or
12 revocation.

13 12–2005.

14 (c) (1) This subsection does not apply to:

15 (i) a Class B beer and light wine license;

16 (ii) a Class B beer, wine, and liquor license;

17 (iii) a Class C beer and light wine license; and

18 (iv) a Class C beer, wine, and liquor license.

19 (2) For a license holder in an area bounded by Liberty Heights Avenue,
20 Northern Parkway, Druid Park Drive, and Wabash Avenue, the hours of sale:

21 (i) may not begin before 9 a.m. or end after 10 p.m.; and

22 (ii) may not be extended if they begin later than 9 a.m. or end before
23 10 p.m.

24 **(3) FOR A LICENSE HOLDER IN AN AREA BOUNDED ON THE NORTH BY**
25 **NORTH AVENUE, ON THE WEST BY CENTRAL AVENUE AND HARFORD AVENUE, ON**
26 **THE SOUTH BY MONUMENT STREET, AS IT RUNS FROM NORTH CENTRAL AVENUE**
27 **TO NORTH WOLFE STREET AND MCELDERRY STREET AS IT RUNS FROM NORTH**
28 **WOLFE STREET TO LUZERNE AVENUE, AND ON THE EAST BY LUZERNE AVENUE AS**
29 **IT RUNS FROM MONUMENT STREET TO FEDERAL STREET, THEN BY ROSE STREET**
30 **AS IT RUNS FROM FEDERAL STREET TO NORTH AVENUE, THE HOURS OF SALE:**

31 **(I) MAY NOT BEGIN BEFORE 9 A.M. OR END AFTER 10 P.M.; AND**

1 **(II) MAY NOT BE EXTENDED IF THEY BEGIN LATER THAN 9 A.M.**
2 **OR END BEFORE 10 P.M.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2020.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.