

# SENATE BILL 738

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3lr2048  
CF 3lr0574

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By: **Senator Gallion**

Introduced and read first time: February 6, 2023

Assigned to: Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **Harford County – Alcoholic Beverages – Performing Arts Theater License**

3 FOR the purpose of establishing in Harford County a performing arts theater beer and wine  
4 license that authorizes the holder to sell or serve beer and wine in certain performing  
5 arts theaters at retail for on–premises consumption; and generally relating to  
6 alcoholic beverages licenses in Harford County.

7 BY renumbering

8 Article – Alcoholic Beverages

9 Section 22–1005.2

10 to be Section 22–1005.3

11 Annotated Code of Maryland

12 (2016 Volume and 2022 Supplement)

13 BY repealing and reenacting, without amendments,

14 Article – Alcoholic Beverages

15 Section 22–102

16 Annotated Code of Maryland

17 (2016 Volume and 2022 Supplement)

18 BY adding to

19 Article – Alcoholic Beverages

20 Section 22–1005.2

21 Annotated Code of Maryland

22 (2016 Volume and 2022 Supplement)

23 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
24 That Section(s) 22–1005.2 of Article – Alcoholic Beverages of the Annotated Code of  
25 Maryland be renumbered to be Section(s) 22–1005.3.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
2 as follows:

3 **Article – Alcoholic Beverages**

4 22–102.

5 This title applies only in Harford County.

6 **22–1005.2.**

7 (A) IN THIS SECTION, “PERFORMING ARTS THEATER” MEANS AN AREA, A  
8 BUILDING, OR A STRUCTURE DESIGNED AND USED FOR PLAYS, ACTS, DRAMAS,  
9 CONCERTS, OR HISTRIONICS BY ACTORS OR ACTRESSES PERFORMING ON A STAGE  
10 OR THE SHOWING OF MOVIES OR FILMS.

11 (B) THERE IS A PERFORMING ARTS THEATER BEER AND WINE LICENSE.

12 (C) THE BOARD MAY ISSUE THE LICENSE FOR USE ON THE PREMISES OF A  
13 PERFORMING ARTS THEATER OPERATED BY A NONPROFIT ORGANIZATION.

14 (D) THE LICENSE AUTHORIZES THE HOLDER TO SELL OR SERVE BEER AND  
15 WINE AT RETAIL FOR ON–PREMISES CONSUMPTION.

16 (E) THE LICENSE HOLDER MAY SELL OR SERVE BEER AND WINE:

17 (1) 1 HOUR BEFORE AND AFTER A PERFORMANCE;

18 (2) DURING A PERFORMANCE;

19 (3) DURING AN INTERMISSION; AND

20 (4) DURING A CAST PARTY OR RECEPTION BEFORE OR AFTER A  
21 PERFORMANCE.

22 (F) THE LICENSE MAY NOT BE TRANSFERRED TO ANOTHER LOCATION.

23 (G) THE LICENSE HOLDER SHALL PURCHASE BEER AND WINE FROM A  
24 RETAIL LICENSE HOLDER OR AN AUTHORIZED AND LICENSED WHOLESALER OR  
25 MANUFACTURER.

26 (H) ISSUANCE OF A LICENSE UNDER THIS SECTION DOES NOT PROHIBIT THE  
27 BOARD FROM ISSUING A CLASS C PER DIEM LICENSE THAT APPLIES TO THE  
28 PERFORMING ARTS THEATER.

1           **(I) THE LICENSE HOLDER SHALL SERVE OR OFFER FOR SALE SNACKS AT**  
2 **ALL TIMES WHEN BEER AND WINE ARE SOLD.**

3           **(J) THE ANNUAL LICENSE FEE IS \$500.**

4           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
5 1, 2023.