

Bill No.: \_\_\_\_\_  
Requested: \_\_\_\_\_  
Committee: \_\_\_\_\_

Drafted by: Rosen  
Typed by: Jessica  
Stored – 10/05/15  
Proofread by \_\_\_\_\_  
Checked by  \_\_\_\_\_

By: **Delegate Lam**

**A BILL ENTITLED**

- 1 AN ACT concerning
- 2 **Howard County – Alcoholic Beverages – Class D Beer, Wine and Liquor Licenses**
- 3 FOR the purpose of requiring an applicant for a certain Class D beer, wine and liquor
- 4 license to attest to a certain proportion of future food and alcoholic beverages sales
- 5 based on gross receipts before obtaining the license; requiring an applicant for
- 6 renewal of a certain Class D beer, wine and liquor license to attest to a certain
- 7 proportion of food and alcoholic beverages sales based on gross receipts before
- 8 renewing the license; and generally relating to alcoholic beverages in Howard
- 9 County.
- 10 BY repealing and reenacting, without amendments,
- 11 Article 2B – Alcoholic Beverages
- 12 Section 6–401(a)
- 13 Annotated Code of Maryland
- 14 (2011 Replacement Volume and 2015 Supplement)
- 15 BY repealing and reenacting, with amendments,
- 16 Article 2B – Alcoholic Beverages
- 17 Section 6–401(o)
- 18 Annotated Code of Maryland
- 19 (2011 Replacement Volume and 2015 Supplement)

---

**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.



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

3 **Article 2B – Alcoholic Beverages**

4 6–401.

5 (a) (1) A Class D beer, wine and liquor license shall be issued by the license  
6 issuing authority of the county in which the place of business is located. It authorizes the  
7 holder to keep for sale and sell all alcoholic beverages at retail at the place described in it,  
8 for consumption on the premises or elsewhere. A license may not be issued for any  
9 drugstore.

10 (2) The annual license fee shall be paid to the local collecting agent before  
11 any license is issued, for distribution as provided.

12 (3) In this section, “Board” means the Board of License Commissioners for  
13 the jurisdiction to which the subsection applies.

14 (o) (1) This subsection applies only in Howard County.

15 (2) The Board may issue the following types of licenses:

16 (i) 1. A 7–day (on–sale) Class D beer, wine and liquor license for  
17 on–premises consumption only;

18 2. The annual license fee is \$1,000;

19 (ii) 1. A 6–day (on–sale) Class D beer, wine and liquor license for  
20 on–premises consumption only;

21 2. The annual license fee is \$600;

22 (iii) 1. A 7–day (on– and off–sale) Class D beer, wine and liquor  
23 license for on– and off–premises consumption;

24 2. The annual license fee is \$1,000; or

1                           (iv) 1. A 6-day (on- and off-sale) Class D beer, wine and liquor  
2 license for on- and off-premises consumption;

3   2. The annual license fee is \$800.

4                   (3) (I) BEFORE THE INITIAL ISSUANCE OF A LICENSE UNDER THIS  
5 SUBSECTION, THE OWNER SHALL ATTEST IN A SWORN STATEMENT THAT GROSS  
6 RECEIPTS FROM FOOD SALES WILL BE AT LEAST EQUAL TO 40% OF THE GROSS  
7 RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES.

8   (II) BEFORE EACH RENEWAL OF A LICENSE ISSUED UNDER THIS  
9 SUBSECTION, THE OWNER SHALL ATTEST IN A SWORN STATEMENT THAT THE GROSS  
10 RECEIPTS FROM FOOD SALES FOR THE 12-MONTH PERIOD IMMEDIATELY  
11 PRECEDING THE APPLICATION FOR RENEWAL WERE AT LEAST EQUAL TO 40% OF  
12 THE GROSS RECEIPTS FROM THE SALE OF FOOD AND ALCOHOLIC BEVERAGES.

13           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
14 1, 2016.