

HOUSE BILL 1174

A2

(5lr1087)

ENROLLED BILL

— *Economic Matters/Finance* —

Introduced by **Montgomery County Delegation**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages – Class BD–BWL Licenses – Multiple**
3 **Licenses**

4 **MC 18–25**

5 FOR the purpose of increasing the number of Class BD–BWL alcoholic beverages licenses
6 in Montgomery County that the same person may hold; *specifying that the*
7 *establishment for which a second Class BD–BWL license is issued shall have average*
8 *daily receipts from the sale of food that exceed the average daily receipts from the sale*
9 *of alcoholic beverages; specifying that a second Class BD–BWL license issued to the*
10 *same person authorizes the holder of the license to sell only certain beverages for*
11 *off–premises consumption;* and generally relating to alcoholic beverages licenses in
12 Montgomery County.

13 BY repealing and reenacting, without amendments,

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.

Italics indicate opposite chamber/conference committee amendments.



Article – Alcoholic Beverages and Cannabis
Section 25–102
Annotated Code of Maryland
(2024 Replacement Volume)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages and Cannabis
Section 25–903, 25–1503, and 25–1614
Annotated Code of Maryland
(2024 Replacement Volume)

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

Article – Alcoholic Beverages and Cannabis

25–102.

This title applies only in Montgomery County.

25–903.

(a) There is a Class BD–BWL license.

(b) The license authorizes the license holder to sell:

(1) beer and wine for on– or off–premises consumption; and

(2) liquor for on–premises consumption.

(c) As a prerequisite for the initial issuance of the license, the owner of the establishment shall attest in a sworn statement that food will be available for sale for on–premises consumption during the hours that alcoholic beverages are permitted to be served.

(d) As a prerequisite for each renewal of the license, the owner of the establishment shall attest in a sworn statement that food will be available for sale for on–premises consumption during the hours that alcoholic beverages are permitted to be served.

(e) The Board by regulation shall specify the type of food that is required to be available for sale for on–premises consumption during the hours that alcoholic beverages are permitted to be served.

(f) ~~(1)~~ A holder of a Class BD–BWL license:

~~[(1)] (H)~~ may also hold a Class 7 micro-brewery license issued for a location in the county; but

~~[(2)] (H)~~ may not hold more than [one] TWO Class BD-BWL [license] LICENSES.

~~(2) NOTWITHSTANDING SUBSECTION (B) OF THIS SECTION, IF A PERSON HOLDS MORE THAN ONE CLASS BD-BWL LICENSE, THE SECOND CLASS BD-BWL LICENSE THAT IS ISSUED TO THE HOLDER AUTHORIZES THE HOLDER TO SELL, ON THE PREMISES DESCRIBED IN THE SECOND LICENSE;~~

~~(I) BEER, WINE, AND LIQUOR FOR ON PREMISES CONSUMPTION; AND~~

~~(II) ONLY PRIVATE LABEL PRODUCTS MANUFACTURED EXCLUSIVELY FOR THE HOLDER FOR OFF-PREMISES CONSUMPTION.~~

(g) IF A PERSON HOLDS TWO CLASS BD-BWL LICENSES UNDER SUBSECTION (F)(2) OF THIS SECTION, THE ESTABLISHMENT FOR WHICH THE SECOND CLASS BD-BWL LICENSE IS ISSUED SHALL HAVE AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT EXCEED THE AVERAGE DAILY RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES.

(H) The annual license fee is \$3,500.

25-1503.

Multiple licenses may be issued for the same premises or to an individual for the use of that individual, a partnership, a corporation, an unincorporated association, or a limited liability company if:

(1) (I) the licenses are Class H beer and wine licenses; and

[(2)] (II) each premises is a restaurant in a bowling establishment that has at least 30 lanes with automatic pinsetters; OR

(2) THE LICENSES ARE CLASS BD-BWL LICENSES.

25-1614.

(a) Except as provided in § 25-1615 of this subtitle, the Board may not authorize the same license holder to hold more than 10 licenses.

(b) The 10 licenses that may be held by the same license holder:

- 1 (1) may include:
- 2 (i) one or more Class H–BW licenses; and
- 3 (ii) one or more Class B–K licenses; and
- 4 (2) may not include more than [one] **TWO** Class BD–BWL [license]
- 5 **LICENSES.**

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

7 1, 2025.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.