

CHAPTER 429.

(Senate Bill 461)

AN ACT to repeal and re-enact, with amendments, Sections 423 and 428 of Article 13 of the Code of Public Local Laws of Maryland, title "Harford County," sub-title "Liquors and Intoxicating Drinks" (Higinbotham's 1942 Laws of Harford County; 421G and 421L of the Code) providing the definition of the word "Restaurant," and providing for the forfeiture, after a conviction, for the illegal sale or possession thereof, of intoxicating liquors seized by the Sheriff of Harford County, or any other Police Officer.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 423 and 428 of Article 13 of the Code of Public Local Laws of Maryland, title "Harford County," sub-title "Liquors and Intoxicating Drinks" (Higinbotham's 1942 Laws of Harford County; 421G and 421L of the Code), be repealed and re-enacted, with amendments, to read as follows:

421G. (423) "On Sale" licenses shall be granted only to bona fide restaurants, incorporated clubs, and/or hotels. "On Sale" licensees may serve beverages to bona fide guests only, to be consumed at regular public tables, or, in the case of hotels, may be served in guests' rooms; or such licensees may also sell for consumption off the premises, as provided in Section 421E. (421). "Off Sale" licenses shall only be granted to proprietors of bona fide retail stores selling food, drugs, or other similar commodities and items as designated by the Liquor Control Board under the provisions of Section 421D. (420).

The word "Hotel," as used in this section, means any establishment for the accommodation of the public equipped with not less than ten bedrooms, containing not less than one bed in each room, with sufficient covering therefor, and equipped with a public dining room furnishing not less than three meals per day, wherein the average daily receipts from the hire of rooms and the sale of cooked and prepared foods exceeds the receipts from the sale of "alcoholic beverages."

The word "Restaurant," as used in this section, means an establishment for the accommodation of the public, fully equipped with a dining room and facilities for preparing and serving regular meals, wherein the average daily receipts from the sale of foods cooked or prepared and served on the premises where the license is exercised,