

## CHAPTER 165

(House Bill 1049)

AN ACT to add new Sections 41(j), 89(m) and 106(f) to Article 2B of the Annotated Code of Maryland (1968 Replacement Volume and 1972 Supplement), title "Alcoholic Beverages," subtitle "General Provisions on Issue of Licenses" and subtitle "Hours and Days for Sale," to follow immediately after Sections 41(i), 89(l) and 106(e), respectively, ||to provide that in Worcester County the Board of Liquor License Commissioners shall set the hours during which establishments serving alcoholic beverages in that county may remain open on certain days only and to provide an exception as to Sunday sales on certain days.|| generally amending the laws concerning alcoholic beverages in Worcester County.

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That new Sections 41(j), 89(m) and 106(f) be and they are hereby added to Article 2B of the Annotated Code of Maryland (1968 Replacement Volume and 1972 Supplement), title "Alcoholic Beverages," subtitle "General Provisions on Issue of Licenses" and subtitle "Hours and Days for Sale," to follow immediately after Sections 41(i), 89(l) and 106(e), respectively, and to read as follows:

41.

(J) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION IN WORCESTER COUNTY, THE HOLDER OF A CLASS B (ON SALE--HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSE UNDER THIS ARTICLE, BY MAKING APPLICATION IN THE REGULAR MANNER AND PAYING THE USUAL FEE MAY OBTAIN AN ADDITIONAL CLASS B (ON SALE--HOTELS AND RESTAURANTS) BEER, WINE AND LIQUOR LICENSE FOR PREMISES USED AND OCCUPIED AS A BONA FIDE RESTAURANT, AS MAY BE DEFINED BY THE RULES AND REGULATIONS OF THE BOARD OF LIQUOR LICENSE COMMISSIONERS FOR WORCESTER COUNTY, PROVIDED THAT SAID RESTAURANT HAS A MINIMUM CAPITAL INVESTMENT OF \$150,000.00 FOR RESTAURANT FACILITIES, WHICH SUM SHALL NOT INCLUDE THE COST OF LAND OR BUILDINGS, AND HAS A MINIMUM SEATING CAPACITY OF 125 PERSONS. NOTHING CONTAINED HEREIN SHALL PERMIT THE ISSUANCE OF MORE THAN THREE (3) SUCH LICENSES TO ANY PERSON, OR FOR THE USE OF ANY PARTNERSHIP, CORPORATION OR UNINCORPORATED ASSOCIATION IN WORCESTER COUNTY, THE GRANTING OF ADDITIONAL LICENSES HEREUNDER SHALL BE LIMITED AND RESTRICTED TO THE PURPOSE OF PROVIDING ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE LICENSED PREMISES ONLY, WITH NO OFF-SALE PRIVILEGES TO BE EXERCISED THEREWITH.

89.

(M) IN WORCESTER COUNTY, THE BOARD OF LICENSE COMMISSIONERS SHALL DETERMINE WITHIN THEIR SOLE DISCRETION THE HOUR AT WHICH ESTABLISHMENTS SERVING ALCOHOLIC BEVERAGES MUST CEASE SALES ON [NEW YEAR'S EVE DAY AND ON NEW YEAR'S DAY MORNING] DECEMBER 31 AND JANUARY 1 REGARDLESS OF THE DAY OF THE WEEK ON WHICH DECEMBER 31 AND JANUARY 1 FALL.