

(1976 Replacement Volume and 1977 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 2E - Alcoholic Beverages

14.

(N) IN KENT COUNTY ANY RESTAURANT MEETING THE DEFINITION OF RESTAURANT IN § 101 APPLY FOR A SPECIAL CLASS B BEER AND LIGHT WINE LICENSE, SUBJECT TO APPROVAL OF THE BOARD. THE ANNUAL FEE FOR THIS LICENSE IS \$1,000.

[ (n) ] (O) This section shall not apply to Allegany, Caroline, Charles, Dorchester, Garrett, Howard, [Kent,] Queen Anne's, St. Mary's, Somerset and Talbot counties, in all of which jurisdictions such licenses shall not be issued.

101.

(A) In Kent County, notwithstanding any other provision of this subtitle, it is unlawful for any person to sell or for any retail dealer to give alcoholic beverages between the hours of midnight on Saturday and 6:00 a.m. on Monday, except as to (1) Class C, beer, wine and liquor license (on-sale) club under which it is lawful to keep for sale and sell in Kent County, for consumption on the licensed premises alcoholic beverages on Sunday between the hours of 1:00 p.m. and midnight and (2) Class A, beer and wine license under which it is lawful to sell between 9:00 a.m. Sunday and 2:00 a.m. the following day. Also on Sunday between the hours of 1:00 p.m. and midnight, bona fide restaurants holding a Class B beer, wine and liquor license are permitted to serve alcoholic beverages for consumption on the premises only as a supplement to meals (which requires that the total alcoholic beverage bill cannot exceed the total price of the meal) and only when seated at a table (and not from a bar or bar stools). The word "restaurant" when applied to Kent County, means a business establishment for the accommodation of the public, fully equipped with a proper and adequate dining room and with sufficient facilities for preparing and serving meals, which has been approved by the board of license commissioners of Kent County, wherein the average daily receipts from the sale of food comprise at least 60 percent of the average daily receipts of the business. Any person selling or any retail dealer giving alcoholic beverages in Kent County between the hours of midnight on Saturday and 6:00 a.m. on Monday, except as to Class A, B and C licenses is guilty of a misdemeanor and, upon conviction is fined not exceeding \$50 for the first offense, and for each succeeding offense is fined not exceeding \$100 or imprisoned in the county jail for not more than 30 days or be both fined and imprisoned, in the discretion of the court.