

BY repealing and reenacting, with amendments,

Article 2B - Alcoholic Beverages
Section 5-202(c)(2) and 9-102(b-1)(1)
Annotated Code of Maryland
(1996 Replacement Volume)

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

Article 2B - Alcoholic Beverages

5-202.

(c) (2) (i) This paragraph applies only in Montgomery County.

(ii) A license may not be issued to, or for use in conjunction with, or upon the premises of any restaurant located within a [bowling alley or] drugstore or for use upon any premises which has a door, archway, opening or other passageway providing direct public access to any [bowling alley or] drugstore.

(III) A LICENSE MAY BE ISSUED TO, OR FOR USE IN CONJUNCTION WITH OR ON THE PREMISES OF, A RESTAURANT LOCATED WITHIN A BOWLING ALLEY IF THE GROSS RECEIPTS FROM THE SALE OF ALCOHOLIC BEVERAGES DO NOT EXCEED THE GROSS RECEIPTS FROM THE SALE OF FOOD.

9-102.

(b-1)(1) The provisions of subsection (a) of this section do not apply to licenses issued ~~under~~:

(I) UNDER § 3-401, § 5-202, or § 5-401 of this article for premises operated as a bowling establishment having 30 lanes or more with automatic pinsetters; OR

(II) IN MONTGOMERY COUNTY ONLY, UNDER § 5-202 OF THIS ARTICLE FOR PREMISES OPERATED AS A BOWLING ESTABLISHMENT HAVING 30 LANES OR MORE WITH AUTOMATIC PINSETTERS.

SECTION 2. AND BE IT FURTHER ENACTED, That any licensee in Montgomery County who has a § 3-202 Class H beer license on October 1, 1997, may automatically convert that license into a § 5-202 Class H beer and light wine license, without additional payment or penalty.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1997.

Approved May 8, 1997.