SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1998.

Approved May 12, 1998.

CHAPTER 466

(House Bill 327)

AN ACT concerning

Allegany County – Restaurants – Sunday Sale Permits

FOR the purpose of eliminating the requirement that a restaurant certain license holders which are restaurants in Allegany County derive a certain percent of its percentage of their gross monthly revenue from the sale of food to be eligible for a Sunday sale permit for alcoholic beverages.

BY repealing and reenacting, with amendments,
    Article 2B – Alcoholic Beverages
    Section 11–501
    Annotated Code of Maryland
    (1996 Replacement Volume and 1997 Supplement)

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

Article 2B – Alcoholic Beverages

11–501.

(a) In Allegany County, any person having a license under this article may not sell intoxicating beverages between the hours of 2 a.m. and 7:00 o'clock a.m. except as provided in subsection (b), it shall be unlawful after 2:00 a.m. Sunday to sell intoxicating beverages until 7:00 o'clock a.m. Monday. However, Sunday sales when New Year's Eve or New Year's Day falls on Sunday shall be governed by § 11–402(b) of this article.

(b) (1) In Allegany County, notwithstanding any other provisions of this subtitle, holders of Class B and Class D licenses which are restaurants as defined in paragraph (2) of this subsection, holders of Class B licenses which are issued for use in a restaurant or banquet room located within a hotel or motel as provided under § 6–201(b) of this article, and holders of Class C licenses, may, if they pay an additional fee of $250, sell alcoholic beverages for consumption on the premises only on Sunday between the hours of 1 p.m. and 2 a.m. Monday.

(2) Except as provided for under § 6–201(b) of this article, for purposes of this subsection, in Allegany County, "restaurant" means any establishment located in a permanent building with ample space and accommodations commonly known as a