

HOUSE BILL 1259

A2

5lr3132
CF SB 888

By: **Delegate Howard**

Introduced and read first time: February 7, 2025

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 6, 2025

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – License and Permit Distance**
3 **Requirements**

4 FOR the purpose of authorizing, rather than prohibiting, the Board of Liquor
5 Commissioners for Anne Arundel County to issue a certain dancing permit to the
6 holder of a Class H beer and wine (on-sale) license or Class H beer, wine, and liquor
7 (on-sale) license for a licensed premises located within a certain distance of a certain
8 school; and authorizing, rather than prohibiting, the Board from issuing a new Class
9 B beer and wine (on-sale) license or Class B beer, wine, and liquor (on-sale) license
10 if the establishment is located within a certain distance of a certain school; and
11 generally relating to alcoholic beverages licenses in Anne Arundel County.

12 BY repealing and reenacting, without amendments,
13 Article – Alcoholic Beverages and Cannabis
14 Section 11–102
15 Annotated Code of Maryland
16 (2024 Replacement Volume)

17 BY repealing and reenacting, with amendments,
18 Article – Alcoholic Beverages and Cannabis
19 Section 11–1102(d) and 11–1603
20 Annotated Code of Maryland
21 (2024 Replacement Volume)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

Article – Alcoholic Beverages and Cannabis

11–102.

This title applies only in Anne Arundel County.

11–1102.

(d) (1) There is a dancing permit.

(2) The Board may issue the permit to a holder of:

(i) a Class B license;

(ii) except as provided in paragraph (4) of this subsection, a Class
BLX license;

(iii) a Class C license;

(iv) a Class D license; or

(v) except as provided in paragraph (4) of this subsection, a Class H
license.

(3) The permit authorizes the holder to provide music, dancing, and other
legal forms of entertainment.

(4) (I) The Board may not issue the permit to a holder of a Class BLX
license or a Class H license if the premises for which the Class BLX license or Class H
license is issued is within 1,000 feet in a straight line from entry to entry from a place of
worship or school.

**(II) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS
PARAGRAPH, THE BOARD MAY ISSUE THE PERMIT TO THE HOLDER OF A CLASS H
LICENSE IF THE LICENSED PREMISES IS LOCATED WITHIN 1,000 FEET IN A STRAIGHT
LINE FROM ENTRY TO ENTRY FROM A SCHOOL LOCATED AT THE ANNAPOLIS MALL.**

(5) The annual permit fees are:

(i) \$200 for a holder of a beer and wine license;

(ii) \$400 for a holder of a beer, wine, and liquor license; and

(iii) no charge for a holder of a Class C license.

1 11-1603.

2 (a) Except as provided in subsection (b) of this section, the Board may not issue a
3 new license for an establishment whose entry is within 1,000 feet in a straight line from
4 the entry of a place of worship or school.

5 (b) The prohibition against issuing a license in subsection (a) of this section does
6 not apply to:

7 (1) the transfer of a license from the current license holder to a new license
8 holder, unless the transfer would allow the sale of alcoholic beverages by another
9 establishment within the 1,000-foot restriction;

10 (2) a nonprofit club or nonprofit organization;

11 (3) a restaurant that held a license at the time the restaurant was
12 destroyed by fire, flood, windstorm, or other act of God, if a new place of worship or school
13 has not been constructed within the 1,000-foot restriction;

14 (4) the issuance of a Class H beer and wine (on-sale) license or beer, wine,
15 and liquor (on-sale) license;

16 (5) the issuance of a motel-restaurant complex or hotel-restaurant
17 complex beer, wine, and liquor (on-sale) license;

18 (6) the issuance of a Class BLX (deluxe restaurant) (on-sale) beer, wine,
19 and liquor license; [or]

20 (7) the issuance of a gift basket permit; OR

21 **(8) THE ISSUANCE OF A CLASS B BEER AND WINE (ON-SALE) LICENSE**
22 **OR CLASS B BEER, WINE, AND LIQUOR (ON-SALE) LICENSE FOR AN ESTABLISHMENT**
23 **LOCATED WITHIN 1,000 FEET OF A SCHOOL LOCATED AT THE ANNAPOLIS MALL.**

24 (c) For an establishment that is within 1,000 feet of the grounds of a place of
25 worship or school, the Board:

26 (1) may renew a license;

27 (2) may extend the area of the licensed premises; but

28 (3) may not change the operational classification of an existing license,
29 unless the change is from a Class B, Class C, or Class D license to a Class H license.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
2 1, 2025.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.