

## **HARFORD COUNTY (MD) LIQUOR CONTROL BOARD**

### **PROPOSED LEGISLATION – 2025**

#### **AMENDMENT OF TITLE 22. SUBTITLE 10. LICENSES FOR SPECIFIC TYPES OF ORGANIZATIONS AND VENUES**

**Purpose:** This legislation is intended to amend the ABC Article to: 1) reflect legislative changes that are intended to clarify the roles of the Comptroller, the Executive Director, and the Board regarding the Performing Arts Non-Profit Organization Beer, Wine, and Liquor License; and 2) to remove certain provisions from this Section that are duplicative as provided elsewhere in the ABC Article and/or Board Rules.

#### **ALCOHOLIC BEVERAGES**

#### **DIVISION II. PROVISIONS AFFECTING INDIVIDUAL JURISDICTIONS**

#### **TITLE 22. HARFORD COUNTY**

#### **SUBTITLE 10. LICENSES FOR SPECIFIC TYPES OF ORGANIZATIONS AND VENUES**

#### **22-1005.2. Performing arts nonprofit organization beer, wine, and liquor license**

##### **Performing arts nonprofit organization defined**

(a) In this section, “performing arts nonprofit organization” means a nonprofit organization that organizes the production of plays, acts, dramas, concerts, or similar events by individuals performing on a stage or the showing of films.

##### **Established**

(b) There is a performing arts nonprofit organization beer, wine, and liquor license.

##### **Authorized holder**

(c) The Board may issue the license to a performing arts nonprofit organization.

##### **Scope of authorization**

(d)(1) The license authorizes the holder to sell or serve beer, wine, and liquor at retail for on-premises consumption at up to three locations designated at the time of application.

(2) The locations designated at the time of application must:

(i) be suitable for the production of plays, acts, dramas, concerts, or similar events by individuals performing on a stage or the showing of films; and

(ii) meet any other requirements established by the Board.

(3) The license holder may alter the authorized locations each time the license is renewed.

##### **Hours of sale**

(e) The license holder may sell or serve beer, wine, and liquor:

- (1) 1 hour before and after a performance;
- (2) during a performance;
- (3) during an intermission; and
- (4) during a reception within 1 hour before or after a performance.

**Transfer of license to another location**

(f) The license may not be transferred to another location not identified on the application.

**License holder purchase of beer, wine, and liquor**

(g) The license holder shall purchase beer, wine, and liquor from a retail license holder or an authorized and licensed wholesaler.

**Ticket sales limitation**

(h) A license holder may not sell or issue more than 750 tickets to any event or performance at which the holder will sell or serve beer, wine, or liquor.

**Other license not prohibited**

(i) Issuance of a license under this section does not prohibit the Board from issuing a Class C per diem license to the performing arts nonprofit organization for an event outside the scope of the license.

**Snacks required**

(j) The license holder shall serve or offer for sale snacks at all times when beer, wine, and liquor are sold.

**[License holder responsibilities**

(k)(1) The license holder shall:

~~(i) keep complete and accurate records of all alcoholic beverages sold, served, and purchased under this section;~~

~~(ii) on written request of the Comptroller, the Board, or the Executive Director, report on the form that the Comptroller, the Board, or the Executive Director requires information relating to the alcoholic beverages that are the subject of the records required to be kept; and~~

~~(iii) on request of the Comptroller, the Board, or the Executive Director, make the report under oath.~~

~~(2)(i) Except as provided in subparagraph (ii) of this paragraph, each license holder shall keep records at the location designated in the license.~~

~~(ii) If the license holder is allowed to have more than one location, the license holder may keep the records at the principal location:~~

~~(iii) The records shall:~~

~~1. meet form and content requirements of the Comptroller, the Board, and the Executive Director;~~

~~2. be preserved for at least 2 years in a manner that ensures permanency; and~~

~~3. be made available for audit or inspection during regular business hours by the Comptroller, the Board, or the Executive Director, or a designee of the Comptroller, the Board, or the Executive Director.~~

~~(3) (i) The Comptroller may without a hearing immediately suspend for a maximum of 30 days the license of a license holder who fails to comply with this subsection:~~

~~(ii) If a report required by this section or an investigation by the Board, a Board officer, the Comptroller, the Executive Director, or any other person indicates that the license holder is violating this section, the Board shall summon the license holder and conduct a hearing.~~

~~(iii) If the charges at the hearing are sustained, the Board:~~

~~1. shall impose a fine of not less than \$250 and not more than \$2,000; and~~

~~2. may suspend or revoke the license holder's license immediately.]~~

#### **Fee**

(l) The annual license fee is \$750.

**Requested Changes:**        [~~Delete language in brackets~~]

**ADD LANGUAGE IN BOLD**