

HB0012/464133/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 12
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, after “authorizing” insert “a county to adopt a local law or ordinance to allow”; and in line 10, after “transaction;” insert “requiring the Maryland Department of Health to conduct a certain study and submit a certain report to the General Assembly;”.

AMENDMENT NO. 2

On page 2, in line 10, after “WITH” insert “A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER”; after line 17, insert:

“(A) (1) A COUNTY MAY ADOPT A LOCAL LAW OR AN ORDINANCE THAT ALLOWS RESTAURANTS, BARS, OR TAVERNS TO SELL ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION ONLY IN ACCORDANCE WITH THIS SECTION.

“(2) IN CONSIDERING WHETHER TO ADOPT A LOCAL LAW OR AN ORDINANCE UNDER THIS SECTION, A COUNTY SHALL WEIGH THE NEED TO PROMOTE THE ECONOMIC RECOVERY OF DIFFERENT CATEGORIES OF SMALL BUSINESSES IN THE WAKE OF THE COVID-19 PANDEMIC AND THE NEED TO PROTECT PUBLIC HEALTH AND WELFARE.”;

in line 18, strike “(A)” and substitute “(B)”; in line 21, after “A” insert “LOCAL LAW OR AN ORDINANCE ADOPTED UNDER THIS SECTION SHALL AUTHORIZE A”; and in the same line, strike “MAY” and substitute “TO”.

(Over)

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On page 3, in line 28, strike “(B)” and substitute “(C)”; in line 31, after “A” insert “LOCAL LAW OR AN ORDINANCE ADOPTED UNDER THIS SECTION SHALL AUTHORIZE A”; and in the same line, strike “MAY” and substitute “TO”.

On page 5, after line 2, insert:

“(D) A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER THIS SECTION MAY NOT IMPOSE ADDITIONAL RESTRICTIONS OR LIMITATIONS ON THE SALE OF ALCOHOLIC BEVERAGES UNDER SUBSECTION (B) OR (C) OF THIS SECTION.”;

in line 3, strike “(C)” and substitute “(E) (1)”; strike beginning with the colon in line 3 down through “(1)” in line 4; in line 5, after “WITH” insert “A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER”; in line 6, strike “; AND” and substitute a period; in line 7, before “MAY” insert “A LOCAL LICENSING BOARD”; in line 8, after “UNDER” insert “A LOCAL LAW OR AN ORDINANCE ADOPTED UNDER”; after line 9, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Department of Health shall:

(1) conduct a study on the impact of the expansion of alcohol access under the Governor’s proclamation of March 5, 2020 “Declaration of State of Emergency and Existence of Catastrophic Health Emergency – COVID–19” and § 4–1107 of the Alcoholic Beverages Article, as enacted by Section 1 of this Act, for the years 2020, 2021, and 2022, including the impact on public health; and

(2) on or before December 31, 2022, report to the General Assembly, in accordance with § 2–1257 of the State Government Article on the findings of the study.”;

in line 10, strike “2.” and substitute “3.”; and in line 12, after “Act” insert “and any local law or ordinance adopted under this Act”.