

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 894

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Transfers” insert “and Applications”; in line 11, after “under” insert “certain provisions of”; in line 12, after “license;” insert “authorizing the Baltimore County Board of License Commissioners to accept alcoholic beverages license applications from certain persons; specifying that certain license applications need not contain certain specific information but must contain certain general information; authorizing a certain applicant to apply to transfer a license under certain conditions; authorizing the Baltimore County Board of License Commissioners to approve a certain change of location of a certain license under certain circumstances;”; and in line 17, after “8-204.5” insert “and 8-204.6”.

AMENDMENT NO. 2

On page 3, after line 33, insert:

“8-204.6.

(A) THIS SECTION APPLIES ONLY IN BALTIMORE COUNTY.

(B) THE BOARD OF LICENSE COMMISSIONERS MAY ACCEPT AN APPLICATION FOR AN ALCOHOLIC BEVERAGES LICENSE FROM:

(1) A CONTRACT PURCHASER OF A PROPERTY THAT BECOMES THE OWNER OF RECORD OF THE PREMISES TO BE LICENSED BEFORE THE LICENSE IS ISSUED;

(2) AN OWNER OF A PREMISES THAT IS PROPOSED TO BE LICENSED;

OR

(Over)

(3) A DEVELOPER OF A PROPERTY WITH THE CONSENT AND AUTHORITY OF THE OWNER OF THE PROPERTY.

(C) AN APPLICATION FILED UNDER THIS SECTION NEED NOT CONTAIN A SPECIFIC STREET ADDRESS OR DESCRIPTION OF THE PREMISES TO BE LICENSED OTHER THAN A GENERAL DESCRIPTION OF THE SITE ON WHICH THE PREMISES WILL BE BUILT, INCLUDING A PROPERTY MAP NUMBER, PARCEL NUMBER, PROPERTY TAX IDENTIFICATION NUMBER, OR PLAT NUMBER.

(D) IF THE BOARD OF LICENSE COMMISSIONERS APPROVES THE APPLICATION, THE APPLICANT MAY APPLY TO TRANSFER THE LICENSE TO AN OPERATOR OF THE TYPE OF BUSINESS FOR WHICH THE LICENSE WAS APPROVED IF:

(1) THE LICENSE IS FOR A LOCATION IN THE SITE FOR WHICH THE LICENSE WAS APPROVED; AND

(2) THE APPLICATION FOR TRANSFER OCCURS WITHIN 3 YEARS AFTER THE ORIGINAL APPLICATION FOR THE SITE IS APPROVED OR CONSTRUCTION AT THE LOCATION IS COMPLETED, WHICHEVER IS LATER.

(E) UNLESS OTHERWISE PROHIBITED BY LAW, THE BOARD OF LICENSE COMMISSIONERS MAY APPROVE A CHANGE OF LOCATION OF A LICENSE ISSUED UNDER THIS SECTION IF THE LICENSEE HAS ENGAGED IN AN ACTIVE ALCOHOLIC BEVERAGES BUSINESS UNDER THE LICENSE FOR AT LEAST 1 YEAR BEFORE APPLYING FOR THE CHANGE.”.