

HOUSE BILL 1366

A1

3lr2081

By: **Delegates Barnes and Waldstreicher**
Introduced and read first time: February 13, 2013
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Class CS Chain Store Licenses**

3 FOR the purpose of establishing Class CS (chain store) beer and wine licenses for club
4 stores, supermarkets, drug stores, and convenience stores; authorizing a local
5 licensing board to issue a Class CS license to a store that has a certain
6 relationship with certain other stores in the State; establishing different types
7 of Class CS licenses; specifying certain requirements and license fees for each
8 type of Class CS license; requiring that a local licensing board keep a certain
9 percentage of license fees and pay a certain percentage of license fees to the
10 General Fund of the State; specifying that the holder of a license may sell beer
11 and wine during all the hours that the store is open; authorizing a holder of a
12 retail alcoholic beverages license to qualify for a direct wine shipper's permit;
13 exempting Class CS licenses from certain provisions applicable in certain
14 counties that restrict the sale of alcoholic beverages; repealing certain
15 provisions applicable across the State and in certain counties that prohibit the
16 granting of alcoholic beverages licenses to chain stores and other business
17 establishments; altering the number of Class A alcoholic beverages licenses that
18 may be issued to an individual under certain circumstances; repealing a certain
19 limit on the amount of floor space devoted to off-sale use that a premises
20 licensed for the sale of alcoholic beverages may have; repealing certain
21 requirements in certain counties regarding the proximity of a premises to a
22 public street and the view of the premises of a person passing along the street;
23 exempting Class CS licenses from certain plans in certain counties that restrict
24 the number of alcoholic beverages licenses according to population; repealing a
25 certain provision applicable in Prince George's County that prohibits a person
26 from having an interest in more than one retail or wholesale alcoholic beverages
27 license; repealing a certain restriction in Prince George's County concerning
28 floor space devoted to the retail sale of alcoholic beverages; repealing a certain
29 restriction applicable in certain counties that prohibits a person from having an
30 interest in more than one alcoholic beverages license; authorizing a local
31 licensing board to adopt regulations to allow a person to sell alcoholic beverages

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 on Sunday; prohibiting a holder of a retail alcoholic beverages license from
 2 selling alcoholic beverages by means of a self-scanning cash register or a
 3 certain other automated system that may be operated on a self-service basis by
 4 a customer; providing a certain penalty; altering a certain definition; providing
 5 that a person who holds a certain license on or before the effective date of this
 6 Act need not obtain a new license under this Act until the existing license
 7 expires; making certain technical corrections; and generally relating to alcoholic
 8 beverages.

9 BY repealing and reenacting, without amendments,
 10 Article 2B – Alcoholic Beverages
 11 Section 1–102(a)(1) and (19), 9–202(a), 9–204.1(b), 9–211(a), 9–213(a), and
 12 9–217(a)
 13 Annotated Code of Maryland
 14 (2011 Replacement Volume and 2012 Supplement)

15 BY repealing and reenacting, with amendments,
 16 Article 2B – Alcoholic Beverages
 17 Section 1–102(a)(4), 4–101, 7.5–103, 7.5–105, 8–211, 8–216, 9–107, 9–204.1(d),
 18 9–209, 9–217(h), 9–222, and 11–403
 19 Annotated Code of Maryland
 20 (2011 Replacement Volume and 2012 Supplement)

21 BY adding to
 22 Article 2B – Alcoholic Beverages
 23 Section 5–701 through 5–705 to be under the new subtitle “Subtitle 7. Chain
 24 Store Licenses”; and 21–107
 25 Annotated Code of Maryland
 26 (2011 Replacement Volume and 2012 Supplement)

27 BY repealing
 28 Article 2B – Alcoholic Beverages
 29 Section 9–102(a–1), 9–108, 9–202(d), 9–211(d), 9–213(e) and (f)(1) and (2),
 30 9–217(f)(1) and (2), (l), and (m), 9–301, 12–202.1, and 12–209
 31 Annotated Code of Maryland
 32 (2011 Replacement Volume and 2012 Supplement)

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

35 **Article 2B – Alcoholic Beverages**

36 1–102.

37 (a) (1) In this article the following words have the meanings indicated.

1 (4) (i) **["Club"] EXCEPT IN TITLE 5, SUBTITLE 7 OF THIS**
2 **ARTICLE, "CLUB"** means an association or corporation which is organized and
3 operated exclusively for educational, social, fraternal, patriotic, political or athletic
4 purposes and not for profit.

5 (ii) In Allegany County the Board of Alcoholic Beverages
6 License Commissioners shall be the judges of whether such an establishment is
7 operated in good faith within the meaning of this subsection.

8 (19) "Local licensing board" means a board of license commissioners of a
9 county or the Mayor and Aldermen of the City of Annapolis.

10 4-101.

11 [(a) In the jurisdictions listed in this section] **IN THIS ARTICLE**, "light wine"
12 is a fermented beverage that contains not in excess of [15.5 percent] **23%** of alcohol by
13 volume [unless another percentage is listed.

14 (b) Allegany County.

15 (c) Anne Arundel County.

16 (d) Baltimore City.

17 (e) Baltimore County — 22 percent.

18 (f) Calvert County.

19 (g) Caroline County — 22 percent.

20 (h) Carroll County — 22 percent.

21 (i) Cecil County — 22 percent.

22 (j) Charles County.

23 (k) Dorchester County — 22 percent.

24 (l) Frederick County — 22 percent.

25 (m) Garrett County — 22 percent.

26 (n) Harford County — 23 percent.

27 (o) Howard County.

28 (p) Kent County — 22 percent.

- 1 (q) Montgomery County — 22 percent (includes naturally fermented or
2 fortified wines).
- 3 (r) Prince George's County.
- 4 (s) Queen Anne's County — 22 percent.
- 5 (t) St. Mary's County — 22 percent.
- 6 (u) Somerset County — 22 percent.
- 7 (v) Talbot County — 22 percent.
- 8 (w) Washington County.
- 9 (x) Wicomico County — 22 percent.
- 10 (y) Worcester County — 22 percent].

11 **SUBTITLE 7. CHAIN STORE LICENSES.**

12 **5-701.**

13 **(A) THERE IS A CLASS CS (CHAIN STORE) BEER AND WINE OFF-SALE**
14 **LICENSE.**

15 **(B) A LOCAL LICENSING BOARD MAY ISSUE A CLASS CS LICENSE FOR**
16 **USE IN A STORE THAT, WITH AT LEAST FOUR OTHER STORES IN THE STATE:**

17 **(1) HAS A COMMON OWNER OR PARENT COMPANY;**

18 **(2) HAS MEMBERSHIP IN A SERIES OF BUSINESSES COMMONLY**
19 **OWNED AND OPERATED AND SO PORTRAYED TO THE PUBLIC;**

20 **(3) SHARES MANAGEMENT, DIRECTORS, OR STOCKHOLDERS;**

21 **(4) SHARES PROFITS FROM THE SALE OF MERCHANDISE; OR**

22 **(5) HAS A COMMON BRAND, TRADE NAME, TRADEMARK, LOGO,**
23 **THEME, OR MODE OF OPERATION IDENTIFIABLE BY THE PUBLIC.**

24 **(C) (1) BEFORE AN INDIVIDUAL STORE MAY SELL BEER AND WINE**
25 **UNDER THIS SUBTITLE, A LOCAL LICENSING BOARD SHALL ISSUE FOR USE BY**
26 **THE STORE ONE OF THE FOLLOWING TYPES OF CLASS CS LICENSE:**

- 1 (I) CLUB STORE LICENSE;
- 2 (II) SUPERMARKET LICENSE;
- 3 (III) DRUG STORE LICENSE; AND
- 4 (IV) CONVENIENCE STORE LICENSE.

5 (D) NOTWITHSTANDING ANY OTHER PROVISION IN THIS ARTICLE, THE
6 HOLDER OF ANY TYPE OF CLASS CS LICENSE IS ENTITLED TO BE ISSUED A BEER
7 TASTING OR WINE TASTING LICENSE IF:

8 (1) THE LOCAL LICENSING BOARD FOR THE JURISDICTION IN
9 WHICH THE CLUB STORE IS LOCATED ISSUES A BEER TASTING OR A WINE
10 TASTING LICENSE; AND

11 (2) THE HOLDER OF THE CLASS CS LICENSE OTHERWISE MEETS
12 THE REQUIREMENTS OF THE BEER TASTING OR WINE TASTING LICENSE.

13 **5-702.**

14 (A) A LOCAL LICENSING BOARD MAY ISSUE A CLUB STORE LICENSE FOR
15 USE IN A STORE:

16 (1) THAT HAS FLOOR SPACE FOR RETAIL SALES THAT IS MORE
17 THAN 80,000 SQUARE FEET; AND

18 (2) WHOSE CUSTOMERS ARE REQUIRED TO BE DUES-PAYING
19 MEMBERS.

20 (B) A HOLDER OF A CLUB STORE LICENSE MAY SELL BEER AND WINE
21 DURING ALL THE HOURS THAT THE STORE IS OPEN.

22 (C) (1) A HOLDER OF A CLUB STORE LICENSE SHALL PAY TO THE
23 LOCAL LICENSING BOARD:

24 (I) \$250,000 AS AN ISSUING FEE; AND

25 (II) \$50,000 AS AN ANNUAL FEE.

26 (2) OF THE FEES COLLECTED UNDER THIS SUBSECTION, A LOCAL
27 LICENSING BOARD SHALL KEEP 10% AND PAY 90% TO THE GENERAL FUND OF
28 THE STATE.

1 **5-703.**

2 (A) A LOCAL LICENSING BOARD MAY ISSUE A SUPERMARKET LICENSE
3 FOR USE IN A STORE WITH AVERAGE DAILY RECEIPTS FROM FOOD AND
4 BEVERAGES FOR CONSUMPTION OFF THE PREMISES THAT ARE GREATER THAN
5 50% OF THE TOTAL DAILY RECEIPTS OF THE STORE.

6 (B) A HOLDER OF A SUPERMARKET LICENSE MAY SELL BEER AND WINE
7 DURING ALL THE HOURS THAT THE STORE IS OPEN.

8 (C) (1) A HOLDER OF A SUPERMARKET LICENSE SHALL PAY TO THE
9 LOCAL LICENSING BOARD:

10 (I) \$100,000 AS AN ISSUING FEE; AND

11 (II) \$25,000 AS AN ANNUAL FEE.

12 (2) OF THE FEES COLLECTED UNDER THIS SUBSECTION, A LOCAL
13 LICENSING BOARD SHALL KEEP 10% AND PAY 90% TO THE GENERAL FUND OF
14 THE STATE.

15 **5-704.**

16 (A) A LOCAL LICENSING BOARD MAY ISSUE A DRUG STORE LICENSE FOR
17 USE IN A STORE:

18 (1) THAT HAS A PHARMACY ON THE PREMISES; AND

19 (2) WITH AVERAGE DAILY RECEIPTS FROM FOOD AND
20 BEVERAGES FOR CONSUMPTION OFF THE PREMISES THAT ARE LESS THAN 50%
21 OF THE TOTAL DAILY RECEIPTS OF THE STORE.

22 (B) A HOLDER OF A DRUG STORE LICENSE MAY SELL BEER AND WINE
23 DURING ALL THE HOURS THAT THE STORE IS OPEN.

24 (C) (1) A HOLDER OF A DRUG STORE LICENSE SHALL PAY TO THE
25 LOCAL LICENSING BOARD:

26 (I) \$25,000 AS AN ISSUING FEE; AND

27 (II) \$2,500 AS AN ANNUAL FEE.

1 **(2) OF THE FEES COLLECTED UNDER THIS SUBSECTION, A LOCAL**
2 **LICENSING BOARD SHALL KEEP 10% AND PAY 90% TO THE GENERAL FUND OF**
3 **THE STATE.**

4 **5-705.**

5 **(A) A LOCAL LICENSING BOARD MAY ISSUE A CONVENIENCE STORE**
6 **LICENSE FOR USE IN A STORE:**

7 **(1) THAT HAS FLOOR SPACE FOR RETAIL SALES THAT IS LESS**
8 **THAN 5,000 SQUARE FEET; AND**

9 **(2) WITH AVERAGE DAILY RECEIPTS FROM FOOD AND**
10 **BEVERAGES FOR CONSUMPTION OFF THE PREMISES THAT ARE MORE THAN 25%**
11 **OF THE TOTAL DAILY RECEIPTS OF THE STORE.**

12 **(B) A HOLDER OF A CONVENIENCE STORE LICENSE MAY SELL BEER AND**
13 **WINE DURING ALL THE HOURS THAT THE STORE IS OPEN.**

14 **(C) (1) A HOLDER OF A CONVENIENCE STORE LICENSE SHALL PAY TO**
15 **THE LOCAL LICENSING BOARD:**

16 **(I) \$15,000 AS AN ISSUING FEE; AND**

17 **(II) \$2,500 AS AN ANNUAL FEE.**

18 **(2) OF THE FEES COLLECTED UNDER THIS SUBSECTION, A LOCAL**
19 **LICENSING BOARD SHALL KEEP 10% AND PAY 90% TO THE GENERAL FUND OF**
20 **THE STATE.**

21 **7.5-103.**

22 To qualify for a direct wine shipper's permit, an applicant shall be:

23 **(1) A person licensed outside the State to engage in the manufacture**
24 **of wine; [or]**

25 **(2) A holder of a Class 3 manufacturer's license or a Class 4**
26 **manufacturer's license issued under this article; OR**

27 **(3) A HOLDER OF A RETAIL ALCOHOLIC BEVERAGES LICENSE:**

28 **(I) WHO IS AUTHORIZED TO SELL WINE FOR CONSUMPTION**
29 **OFF THE LICENSED PREMISES; AND**

1 **(II) WHOSE ESTABLISHMENT CONTAINS MORE THAN 500**
2 **SQUARE FEET OF FLOOR SPACE FOR RETAIL SALES.**

3 7.5–105.

4 A direct wine shipper’s permit entitles the holder to sell wine [manufactured by
5 the holder] through a holder of a common carrier permit to a consumer by receiving
6 and filling orders that the consumer transmits by electronic or other means.

7 8–211.

8 (a) **(1)** The provisions of this section apply only in Frederick County.

9 **(2) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO A**
10 **LICENSE ISSUED UNDER TITLE 5, SUBTITLE 7 OF THIS ARTICLE.**

11 (b) A license for the sale of alcoholic beverages authorized by this article may
12 not be issued for any place of business located in any of the following election districts:

13 (1) Catoctin (6th);

14 (2) Hauvers (10th);

15 (3) Jackson (16th);

16 (4) Linganore (19th); and

17 (5) Ballenger (23rd).

18 (c) Class A, B, and C licenses for the sale of beer only, as authorized by this
19 article, shall be issued for places of business located in any of the following election
20 districts:

21 (1) Jefferson (14th);

22 (2) Johnsville (17th); and

23 (3) Burkittsville (22nd).

24 (d) Class A, B, and C licenses for the sale of beer and light wine and A, B,
25 and C licenses for the sale of beer, wine and liquor, as authorized by this article, shall
26 be issued for places of business located in any of the following election districts:

27 (1) Buckeystown (1st);

- 1 (2) Frederick (2nd);
- 2 (3) Creagerstown (4th);
- 3 (4) Emmitsburg (5th);
- 4 (5) Urbana (7th);
- 5 (6) Liberty (8th);
- 6 (7) New Market (9th);
- 7 (8) Woodsboro (11th);
- 8 (9) Petersville (12th);
- 9 (10) Mt. Pleasant (13th);
- 10 (11) Thurmont (15th);
- 11 (12) Woodville (18th);
- 12 (13) Lewistown (20th);
- 13 (14) Tuscarora (21st);
- 14 (15) Braddock (24th);
- 15 (16) Brunswick (25th); and
- 16 (17) Walkersville (26th).

17 (d-1) (1) The Board of License Commissioners may issue within the
18 municipal boundaries of the municipal corporation of Middletown:

- 19 (i) Class A, B, or C beer licenses;
- 20 (ii) Class B beer, wine and liquor (on-sale) licenses if the
21 licensed premises derive at least 70% of its monthly gross revenue from the sale of
22 food; or
- 23 (iii) Middletown Wine Festival licenses.

24 (2) In all other areas of the Middletown (3rd) election district, the
25 Board of License Commissioners may only issue:

- 26 (i) Class A, B, or C beer licenses; or

1 (ii) Middletown Wine Festival licenses.

2 (e) Class C licenses for the sale of beer, wine and liquor, as authorized by
3 this article, shall be issued for places of business located in the 3rd election district.

4 (f) (1) Notwithstanding any other provisions of this section, wine may be
5 sold as provided under a winery license, a limited winery license, or a Class A light
6 wine license in any election district.

7 (2) A holder of a limited winery license may provide tables and chairs
8 on the premises of the licensed facility for the sale, by the glass, of wine and pomace
9 brandy made at the facility to a person who participates in a guided tour of the facility
10 or attends a scheduled promotional event or other organized activity at the licensed
11 premises.

12 (g) (1) The restrictions in this section and in § 7–101(g) of this article do
13 not apply to licenses issued pursuant to this subsection.

14 (2) The following entities may obtain a license for the sale of beer,
15 wine and liquor:

16 (i) Middletown Volunteer Fire Company;

17 (ii) Wolfsville Volunteer Fire Company;

18 (iii) Jefferson Volunteer Fire Company; and

19 (iv) Myersville Volunteer Fire Company.

20 (3) All net proceeds from the sale of alcoholic beverages for the entities
21 listed in paragraph (2) of this subsection shall be used solely to purchase fire and
22 rescue equipment, for operating expenses, and for constructing and maintaining the
23 buildings which house the emergency equipment.

24 (h) (1) Notwithstanding the restrictions in this section and in § 7–101(g)
25 of this article, the Board of License Commissioners may issue a one–day special beer,
26 wine, and liquor license to St. Katharine Drexel Roman Catholic Congregation, Inc.

27 (2) All net proceeds from the sale of alcoholic beverages for St.
28 Katharine Drexel Roman Catholic Congregation, Inc., under paragraph (1) of this
29 subsection shall be used to fund building construction or for charitable purposes.

30 (i) (1) Notwithstanding the restrictions in this section and in § 7–101(g)
31 of this article, the Board of License Commissioners may issue a one–day special Class
32 C beer and light wine license and a one–day special Class C beer, wine and liquor
33 license to Holy Family Catholic Community.

1 (2) All net proceeds from the sale of alcoholic beverages for Holy
2 Family Catholic Community under paragraph (1) of this subsection shall be used to
3 fund building construction or for charitable purposes.

4 (j) Notwithstanding the restrictions in this section and in § 7–101(g) of this
5 article, the Board of License Commissioners may issue Class C (golf and country club)
6 licenses for places of business in the 16th election district.

7 8–216.

8 (A) THIS SECTION DOES NOT APPLY TO A LICENSE ISSUED UNDER TITLE
9 5, SUBTITLE 7 OF THIS ARTICLE.

10 [(a)] (B) (1) In this subsection “place of business” does not include:

11 (i) A country club; or

12 (ii) A restaurant located within the country inn zone of
13 Montgomery County where alcoholic beverages are sold for consumption on the
14 premises only; provided that a maximum of 2 (two) such alcoholic beverages licenses
15 may be issued in any election district identified in paragraph (2) of this subsection.

16 (2) (i) Except as provided in subparagraphs (ii), (iii), (iv), (v), and
17 (vi) of this paragraph and in subsection (f) of this section, in Montgomery County, a
18 license for the sale of alcoholic beverages authorized by this article may not be issued
19 for any place of business located in Damascus (12th election district), and in the towns
20 of Barnesville, Kensington, Laytonsville, Washington Grove and the City of Takoma
21 Park.

22 (ii) In the town of Barnesville, the Montgomery County Board of
23 License Commissioners may issue a special 7–day on–sale beer, wine and liquor
24 license to any bona fide religious, fraternal, civic, or charitable organization.

25 (iii) In the town of Kensington, the Montgomery County Board of
26 License Commissioners may issue a special 2–day on–sale beer and wine license or a
27 special 2–day on–sale beer, wine and liquor license to any bona fide religious,
28 fraternal, civic, or charitable organization holding an event on municipal property
29 located at 3710 Mitchell Street, Kensington, Maryland.

30 (iv) 1. In the town of Kensington, the Montgomery County
31 Board of License Commissioners may issue a special B–K beer and wine license or a
32 special B–K beer, wine and liquor license for use on the premises of a restaurant
33 located in the following commercial areas:

34 A. The west side of Connecticut Avenue between
35 Knowles Avenue and Perry Avenue;

- 1 B. The east side of Connecticut Avenue between Knowles
2 Avenue and Dupont Street and between University Boulevard and Perry Avenue;
- 3 C. The west side of University Boulevard West;
- 4 D. Dupont Avenue, west of Connecticut Avenue;
- 5 E. Plyers Mill Road, west of Metropolitan Avenue;
- 6 F. Summit Avenue between Knowles Avenue and
7 Howard Avenue;
- 8 G. Detrick Avenue between Knowles Avenue and
9 Howard Avenue;
- 10 H. The southwest side of Metropolitan Avenue between
11 North Kensington Parkway and Plyers Mill Road;
- 12 I. East Howard Avenue;
- 13 J. Armory Avenue between Howard Avenue and
14 Knowles Avenue;
- 15 K. Montgomery Avenue between Howard Avenue and
16 Kensington Parkway; or
- 17 L. Kensington Parkway and Frederick Avenue, from
18 Montgomery Avenue to Silver Creek.
- 19 2. A special B–K beer, wine and liquor license or a
20 special B–K beer and wine license authorizes the holder to keep for sale and sell
21 alcoholic beverages for consumption on the premises only.
- 22 3. A licensee shall maintain average daily receipts from
23 the sale of food, not including carryout food, of at least 50% of the overall average daily
24 receipts.
- 25 4. In addition to the restrictions in subsubparagraphs 2
26 and 3 of this subparagraph, the holder of a special B–K beer and wine license or a
27 special B–K beer, wine and liquor license in the commercial areas specified in
28 subsubparagraph 1I, J, K, and L of this subparagraph may not serve alcoholic
29 beverages after 11 p.m.
- 30 (v) 1. In the town of Kensington, the Montgomery County
31 Board of License Commissioners may issue not more than three Class A (off–sale) beer

1 and light wine licenses for use in the commercial areas specified in subparagraph (iv)1
2 of this paragraph.

3 2. A Class A beer and light wine license authorizes the
4 holder to keep for sale and sell beer or light wine for consumption off the premises 7
5 days a week, from 10 a.m. to 8 p.m. daily.

6 3. A holder of a Class A beer and light wine license may
7 not:

8 A. Sell single bottles or cans of beer;

9 B. Sell refrigerated products; or

10 C. On a side, door, or window of the building of the
11 licensed premises, place a sign or other display that advertises alcoholic beverages in a
12 publicly visible location.

13 4. The annual license fee is \$250.

14 (vi) In Damascus (12th election district), the Montgomery
15 County Board of License Commissioners may issue a special 7-day Class C on-sale
16 beer, wine and liquor license to any bona fide volunteer fire department.

17 (3) This subsection does not prohibit the issuance of an on-sale license
18 for the sale of beer only during daylight hours only for any restaurant or snack bar or
19 similar facility located upon land owned by the Montgomery County Revenue
20 Authority and operated by the Revenue Authority or others in connection with the
21 operation by the Revenue Authority of a public golf course.

22 (4) This subsection does not prohibit the issuance of an on-sale license
23 for the sale of beer and wine for any restaurant located upon land owned by the
24 Montgomery County Revenue Authority and operated by the Revenue Authority or
25 others in connection with the operation of an airport.

26 (5) The City of Takoma Park is excepted from the provisions of
27 paragraph (2) of this subsection if subsection [(d)] (E) of this section becomes effective.

28 (6) The town of Laytonsville is excepted from the provisions of
29 paragraph (2) of this subsection if subsection [(e)] (F) of this section becomes effective.

30 (7) Damascus (12th election district) is excepted from the provisions of
31 paragraph (2) of this subsection if subsection [(f)] (G) of this section becomes effective.

32 [(b)] (C) (1) The Commissioners of Poolesville may, in their discretion,
33 from time to time, submit to the legal and qualified voters of Poolesville the question
34 or questions whether or not the sale of all or any class of alcoholic beverages or the

1 issuance of any class, or classes or for the sale of such class or classes of alcoholic
2 beverages shall be prohibited within the corporate limits of said town.

3 (2) The Commissioners may submit any such question or questions to
4 the voters at any regular election or at a special election called for that purpose.
5 Submission of any question at one election shall not prevent the submission of the
6 same or other questions at subsequent elections.

7 (3) If a majority of the votes cast on any such question favor
8 permitting sales of all or any classes of alcoholic beverages or issuance of any class or
9 classes of license, the sale of alcoholic beverages of such class or classes and the
10 issuance of licenses of such class or classes in said town shall, after such election,
11 either continue as theretofore if such sales or licenses were permitted in the town at
12 the time of such election, or be permitted in accordance with the State law authorizing
13 such sales or licenses if theretofore prohibited in the town.

14 (4) If a majority of the votes cast on any such question favor
15 prohibiting sales of all or any class of alcoholic beverages or issuance of any class or
16 classes of licenses, then no licenses of such class or classes or for the sale of such class
17 or classes of alcoholic beverages within the corporate limits of said town shall
18 thereafter be issued, renewed or extended, but licenses theretofore issued shall
19 continue in force until the date of expiration in accordance with their terms but shall
20 not be renewed or extended.

21 **[(c)] (D)** In Montgomery County it is unlawful for any person, corporation,
22 club or organization to sell, give, serve, dispense, keep or allow to be consumed on his
23 or its premises or on premises under his or its possession or control any alcoholic
24 beverages other than as specifically permitted or provided in this article if these
25 premises constitute a restaurant, tavern, hotel, club, place of public entertainment, or
26 premises open to the public or on premises in any way licensed in any manner by the
27 State of Maryland or Montgomery County. It is unlawful for any person to keep or
28 consume any alcoholic beverage on any premises open to the public other than as
29 specifically permitted or provided in this article. This subsection does not apply in a
30 room of a registered guest in a hotel if the hotel meets the minimum requirements as
31 set forth in § 6-201(q) of this article.

32 **[(d)] (E)** (1) The Montgomery County Board of License Commissioners
33 may issue, renew, and transfer and otherwise provide for 8 classes of alcoholic
34 beverages licenses in the City of Takoma Park as follows:

35 (i) Class B (on- and off-sale) beer and light wine, hotel and
36 restaurant licenses;

37 (ii) Class H (on-sale) beer and light wine, hotel and restaurant
38 licenses;

1 (iii) Class B (on-sale) beer, wine and liquor, hotel and restaurant
2 licenses;

3 (iv) Class H-TP (on-sale) beer license;

4 (v) Class D-TP (on- and off-sale) beer and light wine license;

5 (vi) Class A-TP (off-sale) beer, wine and liquor license;

6 (vii) Class C-TP (on-sale) beer, wine and liquor license; and

7 (viii) Beer and wine sampling or tasting (BWST) licenses issued
8 under § 8-408.2 of this title.

9 (2) (i) The provisions of this paragraph apply only to Class -TP
10 type licenses.

11 (ii) The Prince George's County Board of License
12 Commissioners shall certify a list to the Montgomery County Board of License
13 Commissioners of the alcoholic beverages licenses as of June 30, 1997, in that portion
14 of the City of Takoma Park that became part of Montgomery County on July 1, 1997.

15 (iii) On July 1, 1997, the Montgomery County Board shall issue
16 Class -TP type licenses to those licensees who were certified by the Prince George's
17 County Board. License fees may not be charged until May 1, 1998.

18 (iv) Unless revoked or not renewed for good cause, the certified
19 licenses shall continue in existence and be renewed, subject to payment of the annual
20 license fee.

21 (v) The Class -TP type licenses are not transferable to other
22 locations but are transferable to other persons, subject to the restrictions on similar
23 transfers for other alcoholic beverages licenses in Montgomery County.

24 (vi) Class -TP licenses are subject to the same conditions and
25 restrictions specified by law or by the Montgomery County Board of License
26 Commissioners as are other licenses issued by the Board. However, the Board may
27 waive whatever statutory and regulatory provisions it so chooses for the affected
28 licenses so that equity, fairness, and reasonableness are achieved.

29 (vii) The Montgomery County Department of Health and Human
30 Services may not charge an annual fee to the Class -TP licensees until January 1,
31 1998.

32 (3) (i) Notwithstanding that Class -TP licensees as of July 1, 1997
33 are subject to Montgomery County laws and regulations, those same licensees may

1 retain the particular Prince George's County alcoholic beverages license they
2 possessed prior to unification.

3 (ii) The Prince George's County license shall remain valid in
4 every sense except that it does not apply to the licensed premises to which the
5 Class -TP license applies, but is an open-location license. The Prince George's County
6 licensee may transfer, to another person or to a new location with the same licensee,
7 the license into Prince George's County without statutory or regulatory restriction.

8 (iii) While the Class -TP licensee remains in the same location
9 where it was located on July 1, 1997, another license issued by Prince George's County
10 may not be granted or transferred to another Prince George's licensee if the premises
11 for which that license was issued is located within 300 feet of the premises licensed
12 under the Class -TP license.

13 **[(e)] (F)** The Board of License Commissioners may issue, renew, and
14 transfer and otherwise provide a maximum of 2 Class H (on-sale) beer and light wine,
15 hotel and restaurant licenses for use in the town of Laytonsville provided that:

16 (1) No license may be issued to any restaurant in which pool tables,
17 billiard tables, shuffleboards, dart boards, video games, pinball machines, or
18 recreational devices are used; and

19 (2) Alcoholic beverages served by a licensee may only be consumed by
20 patrons while patrons are seated.

21 **[(f)] (G)** The Montgomery County Board of License Commissioners may
22 issue, renew, and transfer and otherwise provide Class H (on-sale) beer and light
23 wine, hotel, and restaurant licenses for use in Damascus (12th election district)
24 provided that:

25 (1) A license may not be issued to any restaurant in which pool tables,
26 billiard tables, shuffleboards, dart boards, video games, pinball machines, or
27 recreational devices are used; and

28 (2) Alcoholic beverages served by a licensee may be consumed by a
29 patron only while the patron is seated.

30 9-102.

31 **[(a-1)]** A Class A, B, or D beer license, beer and wine license, or beer, wine and
32 liquor license, except by way of renewal, may not be granted, transferred, or issued to,
33 or for use in conjunction with, or upon the premises of any business establishment of
34 the type commonly known as chain stores, supermarkets, or discount houses. This
35 subsection does not apply to or affect any business establishment already holding such
36 a license or the possibility of such licensee having the license transferred to a similar

1 type of business establishment. Discount houses do not include licensees who sell at
2 discount prices.]

3 9–107.

4 (a) Except by way of renewal or as provided in § 9–102(j)(4) of this subtitle,
5 no more than [one] **FOUR CLASS A** alcoholic beverage [license] **LICENSES AND NOT**
6 **MORE THAN ONE CLASS C OR CLASS D LICENSE** provided by this article [that is a
7 Class A, Class C, or Class D license] may be issued in this State to any individual for
8 the use of:

9 (1) That individual in this State; or

10 (2) For the use of any partnership, corporation, unincorporated
11 association, or limited liability company in this State.

12 (b) This section may not be construed to abrogate or alter any restrictions on
13 the issuance of any class of license otherwise contained in § 9–102 of this article.

14 (c) This section may not be construed to prohibit the issuance of any license
15 otherwise expressly permitted under this article.

16 (d) This section may not be construed to prohibit the issuance of any license
17 to any individual for that individual or for the use of any partnership, corporation,
18 unincorporated association, or limited liability company, if the license is issued for
19 premises which are outdoor amphitheaters, centers for the performing arts, stadiums,
20 or sports arenas.

21 [9–108.

22 (a) This section does not apply in Prince George’s County.

23 (b) (1) In this section the following words have the meanings indicated.

24 (2) “Board” means the Board of License Commissioners of each county,
25 the City of Annapolis, and Baltimore City.

26 (3) “Food stores” includes supermarkets.

27 (4) “Off–sale” means the sale of alcoholic beverages that are to be
28 consumed off the licensed premises.

29 (5) “On–sale” means the sale of alcoholic beverages that are to be
30 consumed only on the licensed premises.

1 (c) Except as provided in subsections (e), (f), and (g) of this section, a Board
2 may not issue an alcoholic beverages license for use in premises in which more than
3 10,000 square feet of floor space is devoted to off-sale use.

4 (d) Except as to food stores that had an alcoholic beverages license on or
5 before October 1, 1997, floor space shall be considered the space devoted to the retail
6 sale of alcoholic beverages for off-sale consumption which, in the case of all licenses
7 without on-premises consumption privileges, is located within the four walls of the
8 building from which the licensed business operates or, in the case of licenses with
9 on-sale and off-sale privileges, is actually used for the sale, display, or storage of
10 those beverages. In all cases, floor space includes:

11 (1) Basements on licensed premises; and

12 (2) Whatever other area off the licensed premises upon which the
13 beverages are at any time lawfully stored.

14 (e) (1) This section does not prohibit the renewal or transfer of ownership
15 or location of a license issued in conjunction with any business that on or before
16 October 1, 1997, has in excess of 10,000 square feet devoted to off-sale use.

17 (2) The square footage of floor space used for the sale, display, or
18 storage of the beverages may not be expanded beyond 10,000 square feet.

19 (3) Food stores having an alcoholic beverages license on or before
20 October 1, 1997, may not expand the actual square footage of their alcoholic beverages
21 departments, including sales, display, and storage areas, beyond a total of 10,000
22 square feet. This size shall be determined without regard to the total area available
23 within the four walls of the business premises.

24 (4) There is no presumption in favor of or which otherwise requires the
25 Board to approve requests by licensees to expand the amount of space devoted to the
26 retail sale of beverages for off-sale consumption up to 10,000 square feet, unless the
27 Board finds, based upon the evidence presented to it, that:

28 (i) The expansion is necessary to accommodate the public; and

29 (ii) The licensee otherwise continues to meet the criteria for
30 issuance or transfer of a license and whatever other conditions are imposed by the
31 Board.

32 (f) Before a Board may issue a license for use in premises in which more
33 than 10,000 square feet of floor space is devoted to off-sale use, the Board shall:

34 (1) Hold a public hearing and make a determination that the issuance
35 of the license would serve the public need;

1 (2) Make a determination that the issuance of the license would not
2 adversely impact existing retail licensees in the immediate vicinity of the premises,
3 including those licensees that may be in a contiguous county or city; and

4 (3) Obtain the approval of the Comptroller, as provided under
5 subsection (g) of this section.

6 (g) (1) If a Board determines that the issuance of a license would meet the
7 criteria under subsection (f)(1) and (2) of this section, the Board shall obtain a written
8 review and approval from the State Comptroller before taking final action on the
9 application.

10 (2) The Board may issue the license if, on receipt of an application
11 from a board under paragraph (1) of this subsection, the Comptroller:

12 (i) Makes a determination that the issuance of the license
13 would not adversely affect the orderly distribution of alcoholic beverages in the State;

14 (ii) Makes a determination that the issuance of the license will
15 comply with all applicable provisions of this article relating to the issuance of multiple
16 licenses; and

17 (iii) Reports the Comptroller's findings in writing to the Board.

18 (3) If the Comptroller determines that an application submitted under
19 paragraph (1) of this subsection does not meet the criteria provided under paragraph
20 (2) of this subsection, the Board may not issue the license.]

21 9-202.

22 (a) This section applies only in Allegany County.

23 [(d) (1) Except for clubs and hotels and motels, a license may not be issued
24 for premises which do not front upon a public street.

25 (2) A blind or obstruction may not obstruct the view of persons passing
26 along the street from a full view of licensed premises.]

27 9-204.1.

28 (b) This section applies only in Baltimore City.

29 (d) **(1) THIS SECTION DOES NOT APPLY TO A LICENSE ISSUED UNDER**
30 **TITLE 5, SUBTITLE 7 OF THIS ARTICLE.**

1 **[(1)] (2)** Except as provided in paragraph **[(2)] (3)** of this subsection,
2 new licenses for the sale of alcoholic beverages may not be issued in the following
3 areas:

- 4 (i) The 40th alcoholic beverages district (entire district);
5 (ii) The 41st alcoholic beverages district (entire district);
6 (iii) The 43rd alcoholic beverages district (entire district);
7 (iv) The 44th alcoholic beverages district (entire district);
8 (v) The 45th alcoholic beverages district (entire district); and
9 (vi) The 46th alcoholic beverages district (entire district).

10 **[(2)] (3)** The Board may issue:

- 11 (i) Special 1–day licenses;
12 (ii) Class B beer, wine and liquor restaurant licenses to bona
13 fide restaurants having:
14 1. A minimum capital investment, not including the cost
15 of land and buildings, of \$200,000 for restaurant facilities except in the 46th alcoholic
16 beverages district;
17 2. A minimum seating capacity of 75 persons; and
18 3. Additional requirements for Class B beer, wine and
19 liquor licenses issued in the 46th alcoholic beverages district as provided in § 6–201(d)
20 of this article; or
21 (iii) A Class C beer, wine and liquor license in the 45th alcoholic
22 beverages district.

23 **[(3)] (4)** Notwithstanding paragraph **[(2)] (3)** of this subsection, new
24 Class B beer, wine and liquor restaurant licenses may not be issued:

- 25 (i) In the 46th alcoholic beverages district, the area covered by
26 the Key Highway East Industrial Area Urban Renewal Plan, as adopted by the Mayor
27 and City Council of Baltimore City in Ordinance 986 on June 29, 1987;
28 (ii) In the 46th alcoholic beverages district, the area covered by
29 the Key Highway Urban Renewal Plan, as adopted by the Mayor and City Council of
30 Baltimore City in Ordinance 622 on March 12, 1986;

1 (iii) In the 46th alcoholic beverages district, ward 23, precinct 1,
2 ward 1, precinct 4 or 5, and ward 24, precinct 5; and

3 (iv) In the area known as Pen Lucy, ward 9, precincts 1 and 2.
4 9–209.

5 (a) (1) This section applies only in Charles County.

6 (2) **THIS SECTION DOES NOT APPLY TO A LICENSE ISSUED UNDER**
7 **TITLE 5, SUBTITLE 7 OF THIS ARTICLE.**

8 (b) (1) The Board of License Commissioners may not issue more than 1 of
9 any class of alcoholic beverages license with an off-sale privilege for each unit of 1,350
10 people, based on the population figures of the last federal census, within each election
11 district in the county.

12 (2) A license issued under this subsection may not be transferred from
13 one election district to another.

14 (3) (i) This subsection may not be construed to require the
15 forfeiture or revocation of any alcoholic beverages license issued and outstanding on
16 October 1, 1992.

17 (ii) In any election district in which the quota is exceeded as of
18 that date, the total number of licenses shall be reduced from time to time only by the
19 voluntary relinquishment of licenses by the licensees, by bankruptcy, or by the
20 workings of other provisions of this article. A new license may not be issued in any
21 election district unless the issue may be made without exceeding the quota provided
22 for in this subsection.

23 (c) When application for a liquor license is made to sell alcoholic beverages
24 in a building which is not completed, the Board of License Commissioners may give
25 tentative approval of the application on the basis of plans and specifications
26 accompanying the application. Upon completion of the building in accordance with the
27 plans and specifications, the Board may issue the license.

28 (d) (1) Except as provided in paragraphs (2) and (3) of this subsection, the
29 Board of License Commissioners may not issue any license to sell alcoholic beverages
30 in any building the nearest wall of which measured in a direct line is within 500 feet of
31 the property line of any school accredited by the State Board of Education.

32 (2) This subsection is not applicable in the event the school locates its
33 building within 500 feet of any licensed premises after the licensed premises are
34 located there.

1 (3) This subsection does not apply to a Class B (on-sale) beer, wine
2 and liquor license that is issued for a premises located in a municipal corporation in
3 Charles County.

4 (e) Subsections (c) and (d) do not apply to or affect or prohibit, in any
5 manner, the renewal or transfer of any license issued prior to June 1, 1959.

6 9-211.

7 (a) This section applies only in Frederick County.

8 [(d) A Class A alcoholic beverage license may not be granted, transferred,
9 issued to, or for use in conjunction with, or upon the premises of, or upon premises
10 having any drug or pharmaceutical, or other business establishment of the type
11 commonly known as chain stores, supermarkets, franchised establishments, or
12 discount houses. "Franchised establishment" means premises operated under an
13 agreement permitting the sale of a product or service under a name or mark under
14 which the franchisee undertakes to conduct a business or sell a product or service in
15 accordance with the methods and procedures prescribed by the franchisor in the
16 agreement and the franchisor undertakes to assist the franchisee through advertising,
17 promotion, or other services.]

18 9-213.

19 (a) This section applies only in Harford County.

20 [(e) (1) Except as provided in subsection (j) of this section, in Harford
21 County, a person, franchiser, franchisee, chain store operation, partnership, firm or
22 corporation may not have interest in more than one license, whether held or controlled
23 by direct or indirect ownership, by franchise operation, by stock ownership,
24 interlocking directors or interlocking stock ownership, or in any other manner, directly
25 or indirectly. It is the intention of this section to prohibit any person, franchiser,
26 franchisee, chain store operation, firm, partnership or corporation from having any
27 interest, directly or indirectly, in more than one license. This section does not apply to
28 licenses issued under the provisions of § 7-101 of this article or to club licenses.

29 (2) An indirect ownership interest is presumed to exist between any
30 combination of individuals, corporations, limited liability companies, partnerships,
31 limited partnerships, joint ventures, associations, or other persons if any of the
32 following conditions exist between them:

33 (i) A common parent company;

34 (ii) A franchise agreement;

35 (iii) A licensing agreement;

- 1 (iv) A concession agreement;
- 2 (v) Dual membership in a chain of businesses commonly owned
3 and operated;
- 4 (vi) A sharing of directors, stockholders, partners, or members,
5 or a sharing of directors, stockholders, partners, or members of parents or
6 subsidiaries;
- 7 (vii) Common direct or indirect sharing of profit from the sale of
8 alcoholic beverages; or
- 9 (viii) A sharing of a common trade name, trademark, logo, or
10 theme, or mode of operation identifiable by the public.]

11 [(f) (1) In Harford County an alcoholic beverages license with an off-sale
12 privilege of any class, except by way of renewal, may not be transferred, or issued to
13 any business establishment of the type commonly known as chain stores,
14 supermarkets, discount houses or their franchisors, and franchisees or concessionaires
15 of every kind and description. Those establishments holding an alcoholic beverages
16 license on July 1, 1976 may continue to hold that license, or apply to upgrade to Class
17 A-1 or A-2.

18 (2) (i) Those establishments that held an off-sale alcoholic
19 beverages license issued before July 1, 1975, and continued to hold the license as of
20 July 1, 1996, but which license was later canceled or voluntarily surrendered, may
21 reacquire a license of the same class as though it was held on or before July 1, 1975,
22 notwithstanding any of the provisions to the contrary of this article and the
23 regulations of the Harford County Board of License Commissioners.

24 (ii) An application to reacquire a license under subparagraph (i)
25 of this paragraph shall be submitted to the Harford County Board of License
26 Commissioners by March 1, 1999.]

27 9-217.

28 (a) This section applies only in Prince George's County.

29 (f) [(1) (i) Except as provided in § 6-201(r)(15) of this article, a person,
30 whether acting on that person's behalf or on the behalf of another person or entity,
31 corporation, association, partnership, limited partnership or other combination of
32 persons (natural or otherwise) for whatever reason formed, may not have an interest
33 in more than one license authorizing the retail or wholesale sale of alcoholic
34 beverages.

1 (ii) An interest shall be conclusively presumed to exist between
2 2 licensees or a licensee and an applicant for a license if any of the following conditions
3 exist between them:

4 1. A franchise agreement;

5 2. A licensing agreement;

6 3. A concession agreement;

7 4. Where both are part of a chain of businesses
8 commonly owned and operated and so portrayed to the public;

9 5. Any sharing of directors or stockholders or any
10 sharing of directors or stockholders of parents or subsidiaries;

11 6. Common direct or indirect sharing of profit from the
12 sale of alcoholic beverages; or

13 7. Sharing of a common trade name, trademark, logo or
14 theme, or mode of operation identifiable by the public, except hotels and motels.

15 (iii) The Board of License Commissioners shall make
16 determinations under this subsection without regard to whether a particular licensee
17 or proposed licensee is or may be an independent contractor for purposes other than
18 the application of this subsection.

19 (iv) A holder of a wholesale alcoholic beverages license is
20 considered a licensee for purposes of this subsection and may not hold or have an
21 interest, directly or indirectly, in an alcoholic beverages license of any class that
22 authorizes retail sale of alcoholic beverages in Prince George's County.

23 (2) This subsection does not apply to licenses issued under the
24 provisions of § 6–201(r)(2), (3), (5), (10), or (15), § 7–101, or § 8–505 of this article or to
25 club licenses.]

26 (h) [(1) Except as provided in paragraph (2) of this subsection, an alcoholic
27 beverage license with an off-sale privilege of any class, except by way of renewal, may
28 not be transferred or issued to any business establishment of the type commonly
29 known as chain stores, supermarkets, discount houses or their franchisors and
30 franchisees or concessionaires. However, those establishments holding an alcoholic
31 beverage license at the time of enactment of this section may continue to hold such
32 license, and may, at the discretion of the Board of License Commissioners, change the
33 classification of their license.

34 (2)] Notwithstanding any other provision of this article, the Board of
35 License Commissioners may approve the transfer from the 47th alcoholic beverages

1 district to the 21st alcoholic beverages district of one Class D beer and light wine
2 license with an off-sale privilege for use by a supermarket or similar type of premises.

3 [(l) (1) The Board of License Commissioners may not issue any new beer,
4 wine or liquor licenses that have an off-sale privilege within, or transfer any
5 additional beer, wine or liquor licenses that have an off-sale privilege into the
6 boundaries of the 21st (that part located within the county), 22nd, 23rd, 24th, 25th,
7 26th, 27th (that part located within the county), or 47th alcoholic beverages district as
8 follows:

9 (i) The 21st alcoholic beverages district at all times shall be
10 coterminous with the Prince George's County part of the 21st legislative district. As
11 ordered by the Maryland Court of Appeals on June 21, 2002, the Prince George's
12 County part of the 21st alcoholic beverages district consists of:

- 13 1. Prince George's County election district 1;
- 14 2. Prince George's County election district 10, precincts
15 1 through 5, 9, 12, and 13;
- 16 3. Prince George's County election district 21, precincts
17 1, 2, 4, 14, 15, and 17;
- 18 4. That part of Prince George's County election district
19 21, precinct 5 consisting of census tract 8073.05, block 1014; and
- 20 5. That part of Prince George's County election district
21 21, precinct 10 consisting of the following census tracts and blocks:
 - 22 A. Census tract 8067.03, blocks 1010, 1011, and 1014;
 - 23 B. Census tract 8069.00, blocks 1000 through 1019 and
24 3000 through 3021;
 - 25 C. Census tract 8070.00, blocks 1000 through 1025; and
 - 26 D. Census tract 8074.08, blocks 4015 and 4016;

27 (ii) The 22nd alcoholic beverages district at all times shall be
28 coterminous with the 22nd legislative district in Prince George's County. As ordered
29 by the Maryland Court of Appeals on June 21, 2002, the 22nd alcoholic beverages
30 district consists of:

- 31 1. Prince George's County election district 19;
- 32 2. Prince George's County election district 2, precincts 6
33 and 10;

1 (iii) The 23rd alcoholic beverages district at all times shall be
2 coterminous with the 23rd legislative district in Prince George's County. As ordered by
3 the Maryland Court of Appeals on June 21, 2002, the 23rd alcoholic beverages district
4 consists of:

- 5 1. Delegate district 23A (two member delegate district):
- 6 A. Prince George's County election district 7, precincts 1
7 through 5;
- 8 B. Prince George's County election district 10, precincts
9 6 through 8, 10, and 11;
- 10 C. Prince George's County election district 14, precincts
11 1 through 7, 9, and 10;
- 12 D. Prince George's County election district 20, precincts
13 9 and 10; and
- 14 E. That part of Prince George's County election district
15 20, precinct 5 consisting of census tract 8004.08, blocks 2013, 2020, 2021, and 2022;
16 census tract 8036.07, blocks 3009 through 3011; and census tract 8036.08, blocks 1000
17 through 1002, 1005 through 1009, 1011 through 1015, 2000 through 2006, and 2008
18 through 2010; and

- 19 2. Delegate district 23B (single member delegate
20 district):
- 21 A. Prince George's County election district 3, precincts 2
22 and 3; and
- 23 B. Prince George's County election district 7, precincts 6
24 through 11;

25 (iv) The 24th alcoholic beverages district at all times shall be
26 coterminous with the 24th legislative district in Prince George's County. As ordered by
27 the Maryland Court of Appeals on June 21, 2002, the 24th alcoholic beverages district
28 consists of:

- 29 1. Prince George's County election district 6, precincts 3,
30 6, 9, 12, 15, and 19;
- 31 2. Prince George's County election district 13, precincts
32 1, 3, 5, 7, 8, 10, and 14 through 17;
- 33 3. Prince George's County election district 18, precincts
34 1 through 4 and 7 through 11;

- 1
2 3, and 5 through 7;
- 3
4 8, 13, and 17; and
- 5
6 and 5;

7 (vii) The 27th alcoholic beverages district at all times shall be
8 coterminous with the Prince George's County part of the 27th legislative district. As
9 ordered by the Maryland Court of Appeals on June 21, 2002, the Prince George's
10 County part of the 21st alcoholic beverages district was in delegate district 27A (two
11 member delegate district) and consists of:

- 12 1. Prince George's County election districts 4, 8, and 11;
- 13 2. Prince George's County election district 3, precinct 1;
- 14 3. Prince George's County election district 5, precincts 1,
15 4, and 8;
- 16 4. Prince George's County election district 9, precincts 4
17 and 6 through 9; and
- 18 5. Prince George's County election district 15, precincts
19 1, 3, and 4; and

20 (viii) The 47th alcoholic beverages district at all times shall be
21 coterminous with the 47th legislative district in Prince George's County. As ordered by
22 the Maryland Court of Appeals on June 21, 2002, the 47th alcoholic beverages district
23 consists of:

- 24 1. Prince George's County election district 2, precincts 1
25 through 4, 7, and 9;
- 26 2. Prince George's County election district 13, precinct 2;
- 27 3. Prince George's County election district 17, precincts
28 1 through 8, 10, 11, 13, and 14;
- 29 4. Prince George's County election district 20, precinct 3;
- 30 5. That part of Prince George's County election district
31 2, precinct 5 consisting of the following census tracts and blocks:
- 32 A. Census tract 8040.01, block 2000; and

1 B. Census tract 8040.02, block 2003; and

2 6. That part of Prince George's County election district
3 2, precinct 8 consisting of the following census tracts and blocks:

4 A. Census tract 8039.00, blocks 3016 and 3017;

5 B. Census tract 8040.01, blocks 1000 through 1006,
6 2003, and 2004;

7 C. Census tract 8040.02, blocks 1000, 1001, 1002, 1004
8 through 1009, 1011 through 1017, 2005, 2006, 2007, 2009 through 2034, 2040, 2047,
9 2048, 2994, 2996, 2997, 2998, and 2999;

10 D. Census tract 8043.00, blocks 1000 through 1005,
11 1011, and 1014 through 1018;

12 E. That part of Prince George's County election district
13 16, precinct 1 consisting of census tract 8040.02, block 2008;

14 F. That part of Prince George's County election district
15 18, precinct 5 consisting of census tract 8031.00, blocks 1000, 1001, 1002, 1016
16 through 1020, and 1023; and census tract 8033.00, block 3007;

17 G. That part of Prince George's County election district
18 20, precinct 5 consisting of census tract 8036.01, blocks 1001 through 1005; and census
19 tract 8036.08, blocks 1003, 1004, 1010, 2007, 3000 through 3005, 4000, and 4002
20 through 4011; and

21 H. That part of Prince George's County election district
22 21, precinct 5 consisting of census tract 8073.01, block 1001; and census tract 8073.05,
23 blocks 1002 through 1013, 2001 through 2009, and 2011 through 2014.

24 (2) The Prince George's County Board of License Commissioners may
25 approve the issuance or transfer of a license into the boundaries of the 21st (that part
26 located within the county), 22nd, 23rd, 24th, 25th, 26th, 27th (that part located within
27 the county), or 47th alcoholic beverages district provided any off-sale privileges of the
28 license are permanently waived as long as the license remains within the boundaries
29 of the district.]

30 [(m) (1) (i) In this subsection the following words have the meanings
31 indicated.

32 (ii) "Board" means the Board of License Commissioners.

33 (iii) "Food stores" includes supermarkets.

1 (iv) "Off-sale" means the sale of alcoholic beverages that are to
2 be consumed off the licensed premises.

3 (v) "On-sale" means the sale of alcoholic beverages that are to
4 be consumed only on the licensed premises.

5 (2) Without regard to its class of license, a licensee may not devote
6 more than 10,000 square feet of floor space to off-sale use.

7 (3) Except as to food stores that had an alcoholic beverages license on
8 or before January 1, 1995, floor space shall be considered the space devoted to the
9 retail sale of alcoholic beverages for off-sale consumption which, in the case of all
10 licenses without on-premises consumption privileges, is located within the four walls
11 of the building from which the licensed business operates or, in the case of licenses
12 with on-sale and off-sale privileges, is actually used for the sale, display or storage of
13 those beverages. In all cases, floor space includes:

14 (i) Basements on licensed premises; and

15 (ii) Whatever other area off the licensed premises upon which
16 the beverages are at any time lawfully stored.

17 (4) (i) This subsection does not prohibit the renewal or transfer of
18 ownership or location of a license issued in conjunction with any business that on or
19 before January 1, 1995, has in excess of 10,000 square feet devoted to off-sale use.

20 (ii) The square footage of floor space used for the sale, display,
21 or storage of the beverages may not be expanded beyond 10,000 square feet.

22 (iii) Food stores having an alcoholic beverages license on or
23 before January 1, 1995, may not expand the actual square footage of their alcoholic
24 beverages departments, including sales, display, and storage areas, beyond a total of
25 10,000 square feet. This size shall be determined without regard to the total area
26 available within the four walls of the business premises.

27 (iv) There is no presumption in favor of or which otherwise
28 requires the Board to approve requests by licensees to expand the amount of space
29 devoted to the retail sale of beverages for off-sale consumption up to 10,000 square
30 feet unless the Board finds, based upon the evidence presented to them, that:

31 1. The expansion is necessary to accommodate the
32 public; and

33 2. The licensee otherwise continues to meet the criteria
34 for issuance or transfer of a license and whatever other conditions are imposed by the
35 Board.]

1 9-222.

2 (a) In Washington County, except for a special or temporary license or
3 a certificate of permission or renewal license issued to a personal representative under
4 § 10-506 of this article, the Board of License Commissioners may not issue a license to
5 sell alcoholic beverages:

6 (1) Until all outstanding gaming proceeds, payments, and fines that
7 are due and owing by the licensee or applicant have been paid or judicially satisfied;
8 and

9 (2) For any premises that previously have been licensed under this
10 article, until all county taxes that are due and owing by the licensee for the operation
11 of the business under the previous license have been paid or judicially satisfied.

12 (b) **(1) THIS SUBSECTION DOES NOT APPLY TO A LICENSE ISSUED**
13 **UNDER TITLE 5, SUBTITLE 7 OF THIS ARTICLE.**

14 ~~[(1)]~~ **(2)** (i) In this subsection the following words have the
15 meanings indicated.

16 (ii) "Population ratio quota" means 1 license for each 1,000
17 individuals, excluding individuals detained or confined in a correctional facility as
18 defined under § 1-101(d) of the Correctional Services Article, who reside in the
19 election district where the license will be issued as determined by the last federal
20 population census.

21 (iii) "Restaurant" means an establishment that:

22 1. Is located in a permanent building;

23 2. Regularly sells and serves food to the general public;

24 3. Has a seating capacity of at least 75 persons; and

25 4. Has on an annual basis, gross sales of food and
26 nonalcoholic beverages that exceed its annual gross sales of alcoholic beverages.

27 ~~[(2)]~~ **(3)** In Washington County, except for a Class B alcoholic
28 beverages (on-sale) license issued to a restaurant and any class of alcoholic beverages
29 license renewed or transferred for the same premises, an alcoholic beverages license
30 may not be issued within an election district if the number of alcoholic beverages
31 licenses exceeds the population ratio quota.

32 ~~[(3)]~~ **(4)** (i) If the Washington County Board of License
33 Commissioners determines that there is a public need including governmentally

1 sanctioned economic revitalization for the issuance of a license notwithstanding the
2 population ratio quota, the license may be issued by the Board.

3 (ii) The Board shall state in the order granting the issuance of
4 the license the reasons for its decision to exceed the population ratio quota.

5 [9-301.

6 In the enumerated subdivisions below, a person, partnership, firm or
7 corporation, except by way of renewal, may not have an interest in more than one
8 license, whether held or controlled by direct or indirect ownership, by stock ownership,
9 interlocking directors or interlocking stock ownership, or in any other manner, directly
10 or indirectly. It is the intention of this section to prohibit any person, firm, partnership
11 or corporation from having any interest, directly or indirectly, in more than one
12 license.

13 (1) In Baltimore County:

14 (i) 1. Except that the provisions of this section do not apply
15 to licenses issued for premises operated as a motel or motor court having 100 rooms or
16 more; and

17 2. Except by way of renewal, a person, franchisor,
18 franchisee, or chain store operation may not have an interest in more than 1 Class A
19 (off-sale) alcoholic beverages license, whether that license is to be held or controlled
20 by:

21 A. Direct or indirect ownership;

22 B. A franchise operation;

23 C. A chain store operation;

24 D. Stock ownership;

25 E. Interlocking directors or interlocking stock ownership;

26 or

27 F. Any other method of ownership or control.

28 (ii) Item 2 of subparagraph (i) is intended:

29 1. To regulate Class A (off-sale) alcoholic beverages
30 licenses for the use in franchised or chain store operations in Baltimore County; and

31 2. To be in addition to the provisions of this section and
32 the provisions of § 9-102 of this title.

1 (2) Worcester County. – Except that the provisions of this section do
2 not apply to any licenses issued under § 9–102(j) of this title.

3 (3) (i) In Anne Arundel County, a person, franchisor, franchisee,
4 chain store operation, partnership, firm or corporation, except by way of renewal, may
5 not have any interest in more than one license, whether held or controlled by direct or
6 indirect ownership, by franchise operation, by chain store operation, by stock
7 ownership, interlocking directors or interlocking stock ownership, or in any other
8 manner directly or indirectly. It is the intention of this subsection to prohibit any such
9 persons, franchisor, franchisee, chain store operation, firm, partnership, or corporation
10 from having any interest, directly or indirectly, in more than one license. Nothing in
11 this subsection applies to or affects any such type of business establishment already
12 holding such a license or the possibility of such licensee having the license transferred
13 to a similar type of business establishment.

14 (ii) This subsection does not apply to licenses issued under the
15 provisions of §§ 8–202(i) and 9–102(h–1) of this article.

16 (4) In Howard County:

17 (i) 1. Except for renewals, a person, partnership, firm, or
18 corporation may not have an interest in more than one alcoholic beverages license in
19 Howard County whether held or controlled by direct or indirect ownership, by stock
20 ownership, interlocking directors or interlocking stock ownership, or in any other
21 manner, directly or indirectly; and

22 2. Except for renewals, it is the intention of this
23 paragraph to prohibit any person, firm, partnership, or corporation from having any
24 interest, directly or indirectly, in more than one license.

25 (ii) The prohibitions in this subsection do not apply to the
26 number of licenses authorized under § 8–408.1 or § 9–102(o) of this article.

27 (5) (i) In Baltimore City, except as authorized by § 9–102 of this
28 title, a person, franchisor, franchisee, chain store operation, partnership, firm or
29 corporation, except by way of renewal, may not have any interest in more than one
30 Class A license, whether held or controlled by direct or indirect ownership, by
31 franchise operation, by chain store operation, by stock ownership, interlocking stock
32 ownership, or in any other manner directly or indirectly. It is the intention of this
33 subsection to prohibit any such persons, franchisor, franchisee, chain store operation,
34 firm, partnership, or corporation from having any interest, directly or indirectly, in
35 more than one Class A license. Nothing in this subsection applies to or affects any
36 such type of business establishment already holding such a license or the possibility of
37 such licensee having the license transferred to a similar type of business
38 establishment.

1 (ii) This subsection is intended:

2 1. To regulate alcoholic beverages licenses for the use in
3 franchised operations in Baltimore City; and

4 2. To be in addition to the provisions of § 9–102 of this
5 article.]

6 11–403.

7 **(A) A LOCAL LICENSING BOARD MAY ADOPT REGULATIONS TO ALLOW A**
8 **PERSON HOLDING A LICENSE ISSUED BY THE LOCAL LICENSING BOARD TO SELL**
9 **ALCOHOLIC BEVERAGES ALLOWED UNDER THE LICENSE DURING ANY PERIOD**
10 **FROM SUNDAY 10 A.M. TO 2 A.M. THE FOLLOWING MONDAY.**

11 **[(a)] (B)** (1) A retail dealer holding a Class B or C license may not sell
12 any alcoholic beverage at a bar or counter on Sunday.

13 (2) (i) This paragraph does not apply in the City of Annapolis.

14 (ii) In Anne Arundel County a licensee may sell, vend, serve,
15 deliver and/or a patron may consume any alcoholic beverages permitted by law to be
16 sold at any bar or counter on any day on which the sale of alcoholic beverages is
17 permitted by law.

18 (3) (i) Except for the Class B Sunday off–sale license prohibition in
19 the 47th alcoholic beverages district in Baltimore City as provided for in § 6–201(d) of
20 this article, in Baltimore City a Class B and a Class C beer and light wine or beer,
21 wine and liquor licensee may sell alcoholic beverages at a bar or counter on Sunday.

22 (ii) 1. Subject to the conditions provided in
23 subparagraph 2 of this subparagraph and in addition to subparagraph (iii) of this
24 paragraph, in Baltimore City, a holder of a Class A retail alcoholic beverages license
25 may exercise the off–sale license privilege on the Sundays that fall between
26 Thanksgiving Day and New Year’s Day from 1 p.m. to 9 p.m.

27 2. The holder of a Class A retail off–sale license may
28 exercise the additional privilege authorized by this subparagraph in any year in which
29 a supplementary license fee of \$75 has been paid prior to October 1 for each day the
30 additional privilege is to be exercised.

31 (iii) 1. The holder of a Class A retail alcoholic beverages
32 license in Baltimore City may exercise the off–sale privilege on two additional
33 Sundays during the calendar year.

1 2. A holder shall pay a license fee of \$75 at least 2 weeks
2 before each time the privilege is exercised under this subparagraph.

3 (4) (i) This paragraph applies only in Baltimore County.

4 (ii) A Class B and a Class C beer and light wine or beer, wine
5 and liquor licensee may sell alcoholic beverages at a bar or counter on Sunday.

6 (iii) Between the hours of 7 a.m. and 9 p.m., a holder of any class
7 of retail off-sale alcoholic beverages license may exercise the off-sale license privilege
8 on the Sunday preceding Christmas Day, the Sunday preceding New Year's Day, the
9 Sunday preceding Rosh Hashanah, and the Sunday preceding Yom Kippur.

10 (iv) A holder of a Class A beer and light wine or beer, wine and
11 liquor license may exercise the off-sale license privilege on the 2 Sundays preceding
12 Passover if:

13 1. That holder does not exercise the off-sale privilege on
14 the 2 Saturdays preceding Passover;

15 2. The off-premises sales are conducted on those
16 Sundays between the hours of 6 a.m. and 12 midnight; and

17 3. The sales are limited to alcoholic beverages that are
18 "kosher for Passover".

19 (5) In Caroline County a Class B and Class C beer or beer, wine and
20 liquor licensee may sell alcoholic beverages at a bar or counter on Sunday.

21 (6) The prohibition specified in paragraph (1) of this subsection does
22 not apply in Carroll County.

23 (7) In Prince George's County, a Class B and Class C beer or beer,
24 wine and liquor licensee may sell alcoholic beverages at a bar or counter on Sunday
25 when December 24 and 31 fall on a Sunday.

26 (8) (i) In Washington County, except as provided in subparagraphs
27 (ii) and (iii) of this paragraph, a Class A, Class B, and Class C on-sale licensee may
28 sell alcoholic beverages on Sunday from 12 noon to 12 midnight.

29 (ii) A Class B and Class C on-sale licensee may sell alcoholic
30 beverages on Sunday from 11 a.m. to 12 noon in Washington County if:

31 1. The consumer places an order for a meal
32 simultaneously or before placing an order for an alcoholic beverage; or

1 2. The consumer is entitled to a meal on the licensed
2 premises as part of a prearranged event.

3 (iii) When a federal holiday falls on a Monday, a Class A, Class
4 B, Class C, or Class D on-sale licensee may sell alcoholic beverages from 12 noon on
5 the immediately preceding Sunday to 2 a.m. on Monday.

6 (9) In Garrett County, Sunday sales, where permitted, are governed
7 by subsection **[(b)(5)] (C)(5)** of this section, § 11-402 of this subtitle, and § 11-512 of
8 this title.

9 (10) The prohibition specified in paragraph (1) of this subsection does
10 not apply in Charles County.

11 (11) The prohibition specified in paragraph (1) of this subsection does
12 not apply in Dorchester County.

13 **[(b)] (C)** (1) (i) In the jurisdictions in which this subsection is
14 applicable, it is unlawful for anyone to sell or for any licensed dealer to deliver, give
15 away or otherwise dispose of any alcoholic beverages on Sunday.

16 (ii) Any person selling or any licensed dealer delivering, giving
17 away or otherwise disposing of such beverages in such jurisdictions on Sundays is
18 guilty of a misdemeanor and shall be fined not more than \$50 for the first offense and
19 not more than \$100, or imprisoned in the county jail for not more than 30 days, or both
20 for each succeeding offense.

21 (2) (i) This subsection is applicable to Caroline, Cecil, Garrett,
22 except as provided in paragraph (5) of this subsection, Harford, Kent, Queen Anne's,
23 except as provided in subparagraph (v) of this paragraph, Somerset, Talbot, and
24 Worcester (except as otherwise provided) counties.

25 (ii) It does not apply to or affect special Class C licenses issued
26 under the provisions of this article.

27 (iii) In Washington County this section:

28 1. Does not apply to any Class A, Class B, Class C, Class
29 D, and any special Sunday license from the hours of 12 noon to 12 midnight;

30 2. Does not apply to Sunday sales when New Year's Eve
31 or New Year's Day falls on a Sunday which is governed by § 11-402(w) of this article;

32 3. Provides that licensees selling alcoholic beverages on
33 Sunday, except for holders of Class A light wine licenses for wineries, shall pay an
34 annual fee of \$250 in addition to their annual license fee; and

1 4. Provides that licensees may purchase a 1 day on-sale
2 license for Sunday sale of alcoholic beverages when New Year's Eve falls on a Sunday.
3 The licensee shall pay a \$50 fee in addition to any other annual license fee.

4 (iv) In Kent County, the hours of sale on Sunday are as provided
5 under § 11-515 of this article.

6 (v) This section does not apply to holders of alcoholic beverages
7 retail dealer licenses issued in Queen Anne's County.

8 (vi) In Caroline County, on Sunday:

9 1. A Class A 7-day licensee may sell the alcoholic
10 beverages authorized under the license from 8 a.m. to 12 midnight, except that if the
11 sale of liquor is authorized under the license, liquor may only be sold from 1:00 p.m. to
12 12 midnight;

13 2. A Class C (clubs) beer, wine and liquor licensee may
14 sell beer and wine:

15 A. From 12 midnight to 2 a.m.; and

16 B. From 8 a.m. to 12 midnight;

17 3. A Class C (clubs) beer, wine and liquor licensee may
18 sell liquor:

19 A. From 12 midnight to 2 a.m.; and

20 B. From 1 p.m. to 12 midnight;

21 4. A Class C (clubs) beer licensee may sell beer from 8
22 a.m. to 12 midnight;

23 5. A Class D (taverns) beer, wine and liquor licensee
24 may sell beer, wine, and liquor from 1 p.m. to midnight; and

25 6. A Class GC 7-day (golf course) beer, wine and liquor
26 licensee may sell beer, wine, and liquor from 1 p.m. to 12 midnight.

27 (vii) Notwithstanding the other provisions of this section and §
28 11-508 of this title, in Cecil County it is lawful for Class C (on-sale) (clubs) beer, beer
29 and light wine, or beer, wine and liquor licensees to permit the use and consumption of
30 alcoholic beverages between the hours of 8 a.m. on Sunday and 2 a.m. the following
31 day, and it is lawful for all classes of alcoholic beverage license holders to sell alcoholic
32 beverages between 12 midnight and 2 a.m. on Sundays.

1 (viii) In Worcester County the prohibition of this section is not
2 applicable to Class B beer, wine and liquor licenses regulated by the provisions of §
3 11-524 of this title.

4 (ix) Where the provisions of this section are in conflict with §§
5 11-402 and 11-513 of this title for Harford County §§ 11-402 and 11-513 shall
6 govern.

7 (x) For Somerset County the provisions of this section are
8 subordinate to § 11-520 of this title.

9 (3) In Talbot County it is lawful for a Class A beer licensee and a Class
10 B beer, wine and liquor licensee to sell beer between the hours of 8:00 a.m. and 10:00
11 p.m. on Sundays. Between the hours of 12:30 o'clock p.m. and 10:00 o'clock p.m. on
12 Sundays, it is lawful for a Class B or C beer licensee to sell beer and for a Class B or C
13 beer, wine and liquor licensee to sell beer, wine and liquor, provided that these
14 alcoholic beverages are consumed on the premises.

15 (4) In Allegany County, Sunday sales when New Year's Eve or New
16 Year's Day falls on a Sunday are governed by § 11-402(b) of this subtitle.

17 (5) (i) This paragraph applies only in Garrett County.

18 (ii) When New Year's Eve or New Year's Day falls on a Sunday,
19 sales shall be governed by § 11-402(m) of this subtitle.

20 (iii) Provisions for Sunday sales for Class B and C licensees are
21 governed by § 11-512(c) of this title.

22 [12-202.1.

23 In Anne Arundel County a holder of a beer, wine and liquor license, Class D, for
24 the sale of alcoholic beverages on any premises, may not sell or permit to be sold or
25 furnished upon any premises, any alcoholic beverages, except in a room having one or
26 more plain glass windows on the street or highway. This enables persons standing on
27 the ground or highway to observe the interior of the premises at all hours when the
28 sales are prohibited. During those hours any curtain, blind or other obstruction may
29 not be placed before the window or windows.]

30 [12-209.

31 In Charles County no licensee and no agent, servant or employee of said
32 licensee shall be permitted to sell any alcoholic beverages except in a room having one
33 or more plain glass windows or doors so as to enable persons standing on the outside
34 to observe the interior of the premises at all hours, and no curtain, blind, screen or
35 other obstruction shall be placed before such windows, or doors. Any person violating
36 any of the provisions of this section shall be deemed guilty of a misdemeanor and upon

1 trial and conviction shall be subjected to a fine of not less than \$50 nor more than
2 \$250, or may be confined in the county jail or in the house of correction for not less
3 than 60 days or both, in the discretion of the court.]

4 **21-107.**

5 **(A) A RETAIL LICENSEE LICENSED UNDER THIS ARTICLE MAY NOT SELL**
6 **ALCOHOLIC BEVERAGES BY MEANS OF A SELF-SCANNING CASH REGISTER OR**
7 **OTHER AUTOMATED SYSTEM THAT IS:**

8 **(1) CAPABLE OF RECOVERING STORED INFORMATION RELATED**
9 **TO THE SALE PRICE OF INDIVIDUAL RETAIL ITEMS; AND**

10 **(2) OPERATED ON A SELF-SERVICE BASIS BY A CUSTOMER.**

11 **(B) IF A RETAIL LICENSEE LICENSED UNDER THIS ARTICLE VIOLATES**
12 **THIS SECTION, THE LOCAL LICENSING BOARD MAY:**

13 **(1) FOR A FIRST OFFENSE, IMPOSE A FINE NOT EXCEEDING**
14 **\$1,000 ON THE LICENSEE;**

15 **(2) FOR A SECOND OFFENSE, IMPOSE A FINE NOT EXCEEDING**
16 **\$2,500 ON THE LICENSEE; AND**

17 **(3) FOR A THIRD OR SUBSEQUENT OFFENSE:**

18 **(I) IMPOSE A FINE NOT EXCEEDING \$2,500 ON THE**
19 **LICENSEE; OR**

20 **(II) SUSPEND OR REVOKE THE LICENSE OF THE LICENSEE.**

21 SECTION 2. AND BE IT FURTHER ENACTED, That any person that:

22 (a) Holds a license to sell beer or wine in a chain store that is a club store,
23 supermarket, drug store, or convenience store, as described in Section 1 of this Act, on
24 or before the effective date of this Act need not obtain a new license under this Act
25 until the existing license expires; and

26 (b) May not apply for the renewal of or renew the existing license.

27 SECTION 3. AND BE IT FURTHER ENACTED, That the publisher of the
28 Annotated Code of Maryland, in consultation with and subject to the approval of the
29 Department of Legislative Services, shall correct, with no further action required by
30 the General Assembly, cross-references and terminology rendered incorrect by this
31 Act or by any other Act of the General Assembly of 2013 that affects provisions

1 enacted by this Act. The publisher shall adequately describe any such correction in an
2 editor's note following the section affected.

3 SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2013.