

SENATE BILL 302

A2

4r1758
CF HB 131

By: **Montgomery County Senators**

Introduced and read first time: January 17, 2014

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – City of Takoma Park – Alcoholic Beverages – Class B**
3 **On- and Off-Sale License**

4 FOR the purpose of continuing an off-sale privilege to the Class B beer and light wine
5 license issued for hotels and restaurants in the City of Takoma Park; and
6 generally relating to Class B beer and light wine, hotel and restaurant licenses
7 in the City of Takoma Park.

8 BY repealing and reenacting, without amendments,
9 Article 2B – Alcoholic Beverages
10 Section 8–216(d)
11 Annotated Code of Maryland
12 (2011 Replacement Volume and 2013 Supplement)

13 BY repealing and reenacting, with amendments,
14 Chapter 390 of the Acts of the General Assembly of 2012
15 Section 2

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

18 **Article 2B – Alcoholic Beverages**

19 8–216.

20 (d) (1) The Montgomery County Board of License Commissioners may
21 issue, renew, and transfer and otherwise provide for 8 classes of alcoholic beverages
22 licenses in the City of Takoma Park as follows:

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (ii) Class H (on-sale) beer and light wine, hotel and restaurant
2 licenses;
- 3 (iii) Class B (on-sale) beer, wine and liquor, hotel and restaurant
4 licenses;
- 5 (iv) Class H-TP (on-sale) beer license;
- 6 (v) Class D-TP (on- and off-sale) beer and light wine license;
- 7 (vi) Class A-TP (off-sale) beer, wine and liquor license;
- 8 (vii) Class C-TP (on-sale) beer, wine and liquor license; and
- 9 (viii) Beer and wine sampling or tasting (BWST) licenses issued
10 under § 8-408.2 of this title.
- 11 (2) (i) The provisions of this paragraph apply only to
12 Class -TP type licenses.
- 13 (ii) The Prince George's County Board of License
14 Commissioners shall certify a list to the Montgomery County Board of License
15 Commissioners of the alcoholic beverages licenses as of June 30, 1997, in that portion
16 of the City of Takoma Park that became part of Montgomery County on July 1, 1997.
- 17 (iii) On July 1, 1997, the Montgomery County Board shall issue
18 Class -TP type licenses to those licensees who were certified by the Prince George's
19 County Board. License fees may not be charged until May 1, 1998.
- 20 (iv) Unless revoked or not renewed for good cause, the certified
21 licenses shall continue in existence and be renewed, subject to payment of the annual
22 license fee.
- 23 (v) The Class -TP type licenses are not transferable to other
24 locations but are transferable to other persons, subject to the restrictions on similar
25 transfers for other alcoholic beverages licenses in Montgomery County.
- 26 (vi) Class -TP licenses are subject to the same conditions and
27 restrictions specified by law or by the Montgomery County Board of License
28 Commissioners as are other licenses issued by the Board. However, the Board may
29 waive whatever statutory and regulatory provisions it so chooses for the affected
30 licenses so that equity, fairness, and reasonableness are achieved.
- 31 (vii) The Montgomery County Department of Health and Human
32 Services may not charge an annual fee to the Class -TP licensees until January 1,
33 1998.

