

HB0960/543197/1

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 960
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “Exemption”; in line 5, strike “exempting” and substitute “providing that in”; in the same line, strike “from”; in line 9, after “filed” insert “may be satisfied by residency in certain jurisdictions; providing that the requirement that certain officers of a corporation or club, or an authorized person applying on behalf of a limited liability company for an alcoholic beverages license in the County be registered voters of and reside in the County may be satisfied by residency in certain jurisdictions”; and in line 13, after “9-101(a)” insert “, (b), and (c)(1)”.

AMENDMENT NO. 2

On page 2, strike beginning with “is” in line 7 down through “there” in line 8 and substitute “RESIDES IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA”; and strike beginning with the first “is” in line 10 down through “there” in line 11 and substitute “RESIDES IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA”.

On page 4, after line 19, insert:

“(b) **(1)** If the application is made for a corporation, or a club, whether incorporated or unincorporated, the license shall be applied for by and be issued to three of the officers of that corporation or club, as individuals, for the use of the corporation or club, at least one of whom shall be a registered voter and taxpayer of the county or city, or State of Maryland when the application is filed with the Comptroller, and shall also have resided therein, at least two years prior to the application.

(Over)

(2) (I) The application shall also set forth the names and addresses of all of the officers of the corporation or club and shall be signed by the president or vice president, as well as by three officers to whom the license shall be issued.

(II) The application for every license shall disclose the name and address of the corporation, partnership or association, as well as the name and address of the applicant.

(III) For an application for any Class E, Class F or Class G license, the application may be made by any three officers or employees residing in this State, duly authorized by the corporation to apply for the license.

(3) (I) The provisions of this subsection with reference to an applicant being a registered voter, taxpayer or resident of the State of Maryland do not apply when three principal officers of a corporation make application for a Class G license.

(II) **IN MONTGOMERY COUNTY, AN APPLICANT UNDER THIS SECTION MAY MEET THE RESIDENCY REQUIREMENT BY RESIDING ANYWHERE IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA.**

(4) This section does not apply to “racetrack licenses” or to “beach and amusement park licenses” issued in Anne Arundel County.

(5) (I) In the case of a corporation where there are less than three officers or directors of the corporation, all officers or directors shall make the application as provided in this section.

(II) In the event there are no officers or directors of a close corporation, at least one stockholder may make the application as provided in this

section, if there is an affirmative vote of the stockholders holding a majority of the stock.

(c) (1) (i) Except as provided in subparagraph (ii) of this paragraph, if the application is made for a limited liability company, the license shall be applied for by and be issued to 3 of the authorized persons of that limited liability company, as individuals, for the use of the limited liability company, at least 1 of whom shall be a registered voter and taxpayer of the county or city, or the State when the application is filed with the Comptroller, and shall also have resided there at least 2 years before the application.

(ii) 1. In Baltimore City, an authorized person of a limited liability company who holds an alcoholic beverages license for the use of the limited liability company that was granted on or before June 1, 2012, need not be a registered voter in Baltimore City.

2. IN MONTGOMERY COUNTY, AN AUTHORIZED PERSON WHO HOLDS AN ALCOHOLIC BEVERAGES LICENSE FOR THE USE OF THE LIMITED LIABILITY COMPANY MAY MEET THE RESIDENCY REQUIREMENT BY RESIDING ANYWHERE IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA.”.

On page 5, in line 7, strike “THIS PARAGRAPH DOES NOT APPLY” and substitute “AN APPLICANT FOR A LICENSE ISSUED”; and in line 8, after “COUNTY” insert “MAY MEET THE RESIDENCY REQUIREMENT BY RESIDING ANYWHERE IN THE STATE, IN THE DISTRICT OF COLUMBIA, OR IN NORTHERN VIRGINIA”.