

SB0866/963291/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 866
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 13, after “Commissioners” insert “, except under certain circumstances.”; in the same line, after “holders.” insert “providing that no more than a certain number of permits may be active at any one time; prohibiting the Board of License Commissioners from issuing a permit to certain holders of a license; prohibiting the Board of License Commissioners from issuing a permit to certain holders of a license before a certain date; requiring an applicant for a permit to commit to making a certain reinvestment in the business; authorizing the Board of License Commissioners to waive the reinvestment requirement; requiring the Board of License Commissioners to revoke a permit under certain circumstances.”; and in line 15, after “premises.” insert “providing that the holder of a certain license that is issued a permit is no longer required to comply with any restaurant or food requirements; establishing a certain application fee.”.

AMENDMENT NO. 2

On page 8, in line 34, strike “**THE**” and substitute “**SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION AND EXCEPT AS PROVIDED IN PARAGRAPHS (4) AND (5) OF THIS SUBSECTION, THE**”.

On page 9, in line 1, strike “**ANY**” and substitute “**A**”; in the same line, after “**A**” insert “**BEER, WINE AND LIQUOR**”; in line 3, after “**PRIVILEGE**” insert “**UNDER § 6-201(R)(2)(II) OF THIS ARTICLE**”; after line 3, insert:

“(3) NOT MORE THAN 100 SPECIAL SUNDAY OFF-SALE PERMITS MAY BE IN EFFECT AT ANY ONE TIME.

(Over)

(4) (I) THIS PARAGRAPH APPLIES TO A HOLDER OF A LICENSE LISTED IN PARAGRAPH (2) OF THIS SUBSECTION THAT WAS ISSUED THE LICENSE BEFORE JULY 1, 2015.

(II) IF THE HOLDER OF A LICENSE HAS BEEN FOUND BY THE BOARD OF LICENSE COMMISSIONERS TO HAVE VIOLATED A RESTRICTION ON SELLING LIQUOR ON SUNDAY, THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE A SPECIAL SUNDAY OFF-SALE PERMIT TO THE HOLDER BEFORE:

1. JANUARY 1, 2016, IF THE HOLDER:

A. COMMITTED ONLY ONE VIOLATION BETWEEN JULY 1, 2014, AND JUNE 30, 2015, BOTH INCLUSIVE; AND

B. DID NOT COMMIT A VIOLATION OF A RESTRICTION ON SELLING LIQUOR ON SUNDAY BETWEEN JULY 1, 2013, AND JUNE 30, 2014, BOTH INCLUSIVE; OR

2. JULY 1, 2016, IF THE HOLDER COMMITTED AT LEAST TWO VIOLATIONS BETWEEN JULY 1, 2013, AND JUNE 30, 2015, BOTH INCLUSIVE.

(5) THE BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE A SPECIAL SUNDAY OFF-SALE PERMIT TO A HOLDER OF A LICENSE LISTED IN PARAGRAPH (2) OF THIS SUBSECTION THAT WAS FOUND BY THE BOARD OF LICENSE COMMISSIONERS TO HAVE VIOLATED A RESTRICTION ON SELLING LIQUOR ON SUNDAY WITHOUT A SPECIAL SUNDAY OFF-SALE PERMIT ON OR AFTER JULY 1, 2015.

(6) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, AN APPLICANT FOR A SPECIAL SUNDAY OFF-SALE PERMIT SHALL COMMIT IN THE APPLICATION TO REINVESTING A MINIMUM OF \$50,000 IN THE BUSINESS WITHIN 1 YEAR AFTER THE PERMIT IS ISSUED.

(II) THE BOARD OF LICENSE COMMISSIONERS MAY WAIVE THE REINVESTMENT REQUIREMENT.

(III) THE BOARD OF LICENSE COMMISSIONERS SHALL REVOKE A SPECIAL SUNDAY OFF-SALE PERMIT IF:

1. THE BOARD OF LICENSE COMMISSIONERS DID NOT WAIVE THE REINVESTMENT REQUIREMENT UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH; AND

2. THE HOLDER OF THE SPECIAL SUNDAY OFF-SALE PERMIT FAILS TO MAKE THE REQUIRED REINVESTMENT.”;

in line 4, strike “(3)” and substitute “(7)”; after line 7, insert:

“(8) IF THE HOLDER OF A CLASS B BEER, WINE AND LIQUOR LICENSE WITH AN OFF-SALE PRIVILEGE IS ISSUED A SPECIAL SUNDAY OFF-SALE PERMIT, THE HOLDER IS NO LONGER REQUIRED TO COMPLY WITH ANY RESTAURANT OR FOOD REQUIREMENTS.

(9) THE APPLICATION FEE FOR A SPECIAL SUNDAY OFF-SALE PERMIT IS \$750.”;

in line 8, strike “(4)” and substitute “(10) (I)”; in line 9, strike “\$450” and substitute “:”

(Over)

1. FOR THE HOLDER OF A CLASS A BEER, WINE AND LIQUOR LICENSE, \$2,590; AND

2. FOR THE HOLDER OF A CLASS B BEER, WINE AND LIQUOR LICENSE WITH AN OFF-SALE PRIVILEGE, \$1,080.”;

in the same line, strike “, **WHICH**” and substitute:

“(II) THE ANNUAL PERMIT FEE LISTED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH”;

in the same line, after “**A**” insert “**BEER, WINE AND LIQUOR**”; and in line 11, strike “**(5)**” and substitute “**(11)**”.