

HOUSE BILL 1074

A2

EMERGENCY BILL

6lr0768

By: **Montgomery County Delegation**

Introduced and read first time: February 11, 2016

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 9, 2016

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County – Laytonsville – Alcoholic Beverages Licenses**

3 **MC 22–16**

4 FOR the purpose of authorizing the Board of License Commissioners for Montgomery
5 County to issue, renew, and transfer and otherwise provide a maximum of a certain
6 number of alcoholic beverages licenses for use in the town of Laytonsville under
7 certain conditions; specifying that the licenses may be any combination of certain
8 types of licenses; providing for the effective date of certain provisions of this Act;
9 making this Act an emergency measure; and generally relating to alcoholic
10 beverages licenses in Montgomery County.

11 BY repealing and reenacting, without amendments,
12 Article 2B – Alcoholic Beverages
13 Section 8–216(a)(2)(i)
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2015 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article 2B – Alcoholic Beverages
18 Section 8–216(e)
19 Annotated Code of Maryland
20 (2011 Replacement Volume and 2015 Supplement)

21 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article – Alcoholic Beverages
2 Section 25–1605
3 Annotated Code of Maryland
4 (As enacted by Chapter__(S.B.__)(6lr1406) of the Acts of the General Assembly of
5 2016)

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

8 **Article 2B – Alcoholic Beverages**

9 8–216.

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

15 (e) (1) The Board of License Commissioners may issue, renew, and transfer
16 and otherwise provide a maximum of [2 Class B (on–sale) beer, wine, and liquor licenses]
17 **TWO LICENSES** for use in the town of Laytonsville provided that alcoholic beverages served
18 by a licensee may only be consumed by patrons while patrons are seated.

19 (2) **THE LICENSES AUTHORIZED UNDER PARAGRAPH (1) OF THIS**
20 **SUBSECTION MAY BE ANY COMBINATION OF CLASS B (ON–SALE) BEER, WINE, AND**
21 **LIQUOR LICENSES AND CLASS H (ON–SALE) BEER AND LIGHT WINE, HOTEL AND**
22 **RESTAURANT LICENSES.**

23 SECTION 2. BE IT FURTHER ENACTED, That the Laws of Maryland read as
24 follows:

25 **Article – Alcoholic Beverages**

26 25–1605.

27 (a) This section applies only to Laytonsville.

28 (b) (1) Subject to subsection (c) of this section, the Board may issue not more
29 than two [Class B (on–sale) beer, wine, and liquor] licenses.

30 (2) **THE LICENSES AUTHORIZED UNDER PARAGRAPH (1) OF THIS**
31 **SUBSECTION MAY BE ANY COMBINATION OF CLASS B (ON–SALE) BEER, WINE, AND**
32 **LIQUOR LICENSES AND CLASS H (ON–SALE) BEER AND WINE, HOTEL AND**
33 **RESTAURANT LICENSES.**

1 (c) A license may be issued, renewed, or transferred if alcoholic beverages served
2 by the license holder are consumed by customers while the customers are seated.

3 SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take
4 effect on the taking effect of Chapter ___(S.B.__(6lr1406) of the Acts of the General
5 Assembly of 2016. If Section 2 of this Act takes effect, Section 1 of this Act shall be abrogated
6 and of no further force and effect.

7 SECTION 4. AND BE IT FURTHER ENACTED, That this Act is an emergency
8 measure, is necessary for the immediate preservation of the public health or safety, has
9 been passed by a yea and nay vote supported by three-fifths of all the members elected to
10 each of the two Houses of the General Assembly and, except as provided in Section 3 of this
11 Act, shall take effect from the date it is enacted.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.