

HOUSE BILL 1548

A2

6lr3437
CF SB 1077

By: **Washington County Delegation**

Introduced and read first time: February 19, 2016

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Washington County – Alcoholic Beverages – License Renewal Procedures**

3 FOR the purpose of specifying the filing period for a renewal of an alcoholic beverages
4 license in Washington County; requiring a license holder to file an application to
5 renew an annual license and the required documents by a certain date; altering the
6 penalty for late filing of an application for a license renewal; prohibiting the
7 Washington County Board of License Commissioners from renewing a license until
8 the license holder pays certain taxes by a certain date and submits a certain
9 certificate to the Board; specifying certain content of a license renewal application;
10 authorizing the Board to issue renewed licenses for the following year during a
11 certain time period; and generally relating to alcoholic beverages in Washington
12 County.

13 BY repealing and reenacting, without amendments,

14 Article – Alcoholic Beverages

15 Section 31–102

16 Annotated Code of Maryland

17 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

18 BY repealing and reenacting, with amendments,

19 Article – Alcoholic Beverages

20 Section 31–1801, 31–1802, and 31–1803

21 Annotated Code of Maryland

22 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

23 BY adding to

24 Article – Alcoholic Beverages

25 Section 31–1803.1 and 31–1803.2

26 Annotated Code of Maryland

27 (As enacted by Chapter ____ (S.B. 724) of the Acts of the General Assembly of 2016)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Alcoholic Beverages**

4 31–102.

5 This title applies only in Washington County.

6 31–1801.

7 (a) The following sections of Title 4, Subtitle 4 (“Renewal of Local Licenses”) of
8 Division I of this article apply in the County without exception or variation:

9 (1) § 4–402 (“Eligibility for renewal; process”);

10 (2) § 4–403 (“Renewal application”);

11 (3) § 4–406 (“Protests”);

12 (4) § 4–407 (“Denial of renewal application”);

13 (5) [§ 4–408 (“Issuance of renewed licenses”);

14 (6)] § 4–409 (“Multiple licenses”); and

15 [(7)] **(6)** § 4–410 (“Chain store, supermarket, or discount house”).

16 **(B) SECTION 4–404 (“FILING PERIOD FOR RENEWAL APPLICATION”) OF**
17 **DIVISION I OF THIS ARTICLE DOES NOT APPLY IN THE COUNTY AND IS SUPERSEDED**
18 **BY § 31–1802 OF THIS SUBTITLE.**

19 [(b)] **(C)** The following sections of Title 4, Subtitle 4 (“Renewal of Local
20 Licenses”) of Division I of this article apply in the County:

21 (1) [§ 4–404 (“Filing period for renewal application”), subject to § 31–1802
22 of this subtitle; and

23 (2)] § 4–405 (“Contents of renewal application”), subject to [§] §§ 31–1803
24 **AND 31–1803.1** of this subtitle; **AND**

25 **(2) § 4–408 (“ISSUANCE OF RENEWED LICENSES”), SUBJECT TO §**
26 **31–1803.2 OF THIS SUBTITLE.**

27 31–1802.

1 **(A) A RENEWAL APPLICATION SHALL BE AVAILABLE AT THE BEGINNING OF**
2 **MARCH OF THE LICENSING CYCLE.**

3 **(B) AN APPLICATION AND THE REQUIRED DOCUMENTS TO RENEW AN**
4 **ANNUAL LICENSE SHALL BE FILED BETWEEN APRIL 1 AND JUNE 15, INCLUSIVE.**

5 **(C) A license holder that files a completed application for license renewal[:**

6 **(1) between [April 2] JUNE 16 and [April 11] JUNE 30, inclusive, is**
7 **subject to a penalty of [\$100; or**

8 **(2) on or after April 12 is subject to a penalty of \$400] \$50 FOR EACH DAY**
9 **OF VIOLATION.**

10 31-1803.

11 The Board may not renew a license until the license holder, **BY JUNE 15:**

12 **(1) pays all [County] UNDISPUTED taxes that are due under the license**
13 **TO THE COMPTROLLER, THE MUNICIPALITY, AND THE COUNTY; [and]**

14 **(2) certifies by affidavit to the Board that no County taxes are due; AND**

15 **(3) SUBMITS TO THE BOARD A CERTIFICATE OF GOOD STANDING**
16 **FROM THE COMPTROLLER.**

17 **31-1803.1.**

18 **TO BE APPROVED, A LICENSE RENEWAL APPLICATION SHALL:**

19 **(1) CONTAIN ALL REQUIRED SIGNATURES THAT HAVE BEEN**
20 **NOTARIZED; AND**

21 **(2) BE ACCOMPANIED BY:**

22 **(I) A TRADER'S LICENSE;**

23 **(II) A SALES AND USE LICENSE; AND**

24 **(III) FOR A CLASS B RESTAURANT:**

25 **1. A HEALTH DEPARTMENT PERMIT; AND**

