

# SENATE BILL 1077

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CF HB 1548

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By: **Washington County Senators**

Introduced and read first time: February 19, 2016

Assigned to: Rules

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## 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)

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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**

