

SENATE BILL 1086

A2

7lr3590

By: **Senator Conway**

Introduced and read first time: February 16, 2017

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Residency and Registered Voter**
3 **Requirements**

4 FOR the purpose of exempting certain individuals who apply for alcoholic beverages
5 licenses for the use of a partnership, corporation, club, or limited liability company
6 in Baltimore City from certain residency and registered voter requirements; and
7 generally relating to applications for alcoholic beverages licenses in Baltimore City.

8 BY repealing and reenacting, without amendments,

9 Article – Alcoholic Beverages

10 Section 12–102

11 Annotated Code of Maryland

12 (2016 Volume and 2016 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Alcoholic Beverages

15 Section 12–1401

16 Annotated Code of Maryland

17 (2016 Volume and 2016 Supplement)

18 BY repealing

19 Article – Alcoholic Beverages

20 Section 12–1402

21 Annotated Code of Maryland

22 (2016 Volume and 2016 Supplement)

23 BY adding to

24 Article – Alcoholic Beverages

25 Section 12–1401.1 and 12–1402

26 Annotated Code of Maryland

27 (2016 Volume and 2016 Supplement)

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 12–102.

5 This title applies only in Baltimore City.

6 12–1401.

7 (a) The following sections of Title 4, Subtitle 1 (“Applications for Local Licenses”)
8 of Division I of this article apply in the City without exception or variation:

9 (1) § 4–102 (“Applications to be filed with local licensing board”);

10 [(2) § 4–103 (“Application on behalf of partnership”);

11 (3) § 4–104 (“Application on behalf of corporation or club”);]

12 [(4) (2) § 4–106 (“Payment of notice expenses”);

13 [(5) (3) § 4–108 (“Application form required by Comptroller”);

14 [(6) (4) § 4–111 (“Payment of license fees”);

15 [(7) (5) § 4–112 (“Disposition of license fees”);

16 [(8) (6) § 4–113 (“Refund of license fees”); and

17 [(9) (7) § 4–114 (“Fees for licenses issued for less than 1 year”).

18 (b) Section 4–110 (“Required information on application — Petition of support”)
19 of Division I of this article does not apply in the City and is superseded by § 12–1405 of this
20 subtitle.

21 (c) The following sections of Title 4, Subtitle 1 (“Applications for Local Licenses”)
22 of Division I of this article apply in the City:

23 (1) **§ 4–103 (“APPLICATION ON BEHALF OF PARTNERSHIP”), SUBJECT**
24 **TO § 12–1401.1 OF THIS SUBTITLE;**

25 (2) **§ 4–104 (“APPLICATION ON BEHALF OF CORPORATION OR CLUB”),**
26 **SUBJECT TO §§ 12–1401.1 AND 12–1402 OF THIS SUBTITLE;**

1 [(1) (3)] § 4–105 (“Application on behalf of limited liability company”),
2 subject to [§ 12–1402] §§ **12–1401.1 AND 12–1402** of this subtitle;

3 [(2) (4)] § 4–107 (“Criminal history records check”), subject to § 12–1403
4 of this subtitle; and

5 [(3) (5)] § 4–109 (“Required information on application — In general”),
6 subject to § 12–1404 of this subtitle.

7 **12–1401.1.**

8 **A RESIDENCY REQUIREMENT DOES NOT APPLY TO AN INDIVIDUAL WHO**
9 **APPLIES FOR A LICENSE FOR THE USE OF A PARTNERSHIP, CORPORATION, CLUB, OR**
10 **LIMITED LIABILITY COMPANY.**

11 [12–1402.

12 An authorized person of a limited liability company who holds a license for the use
13 of the limited liability company that was granted on or before June 1, 2012, need not be a
14 registered voter in the City.]

15 **12–1402.**

16 **A REQUIREMENT THAT AN APPLICANT FOR A LICENSE BE A REGISTERED**
17 **VOTER DOES NOT APPLY TO AN INDIVIDUAL WHO APPLIES FOR A LICENSE FOR THE**
18 **USE OF A CORPORATION, CLUB, OR LIMITED LIABILITY COMPANY.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
20 1, 2017.