

HOUSE BILL 743

A2

8lr2121

By: **Harford County Delegation**

Introduced and read first time: February 1, 2018

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Harford County – Alcoholic Beverages – Per Diem Licenses**

3 FOR the purpose of authorizing a simple majority of the members of the Board of License
4 Commissioners for Harford County to approve or deny an application for a per diem
5 license in a certain meeting or, with a certain written voting record, through oral or
6 written contact by any method by the chair with each member of the Board;
7 prohibiting the Board from requiring the publication of an application for a per diem
8 license as a prerequisite to issuing the license; making conforming changes; and
9 generally relating to alcoholic beverages licenses in Harford County.

10 BY renumbering

11 Article – Alcoholic Beverages
12 Section 22–1309
13 to be Section 22–1309.1
14 Annotated Code of Maryland
15 (2016 Volume and 2017 Supplement)

16 BY repealing and reenacting, without amendments,

17 Article – Alcoholic Beverages
18 Section 22–102
19 Annotated Code of Maryland
20 (2016 Volume and 2017 Supplement)

21 BY repealing and reenacting, with amendments,

22 Article – Alcoholic Beverages
23 Section 22–1301
24 Annotated Code of Maryland
25 (2016 Volume and 2017 Supplement)

26 BY adding to

27 Article – Alcoholic Beverages

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 22–1309
2 Annotated Code of Maryland
3 (2016 Volume and 2017 Supplement)

4 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
5 That Section(s) 22–1309 of Article – Alcoholic Beverages of the Annotated Code of Maryland
6 be renumbered to be Section(s) 22–1309.1.

7 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
8 as follows:

9 **Article – Alcoholic Beverages**

10 22–102.

11 This title applies only in Harford County.

12 22–1301.

13 (a) The following sections of Title 4, Subtitle 12 (“Temporary Licenses”) of
14 Division I of this article apply in the county without exception or variation:

15 (1) § 4–1202 (“Per diem licenses”);

16 (2) § 4–1203 (“Class C per diem beer and Class C per diem beer and wine
17 licenses”);

18 (3) § 4–1204 (“Class C per diem beer, wine, and liquor license”);

19 (4) § 4–1206 (“License to dispose of stock”);

20 (5) § 4–1207 (“Temporary move of licensed premises”);

21 (6) § 4–1208 (“Hours and days of sale”); and

22 (7) § 4–1209 (“Wine permit for fund–raising event”).

23 (b) Section 4–1205 (“License fees”) of Division I of this article does not apply in
24 the county and is superseded by [§ 22–1309] **§ 22–1309.1** of this subtitle.

25 **22–1309.**

26 (A) (1) **A SIMPLE MAJORITY OF THE TOTAL NUMBER OF THE MEMBERS OF**
27 **THE BOARD MAY ACT TO APPROVE OR DENY AN APPLICATION FOR A PER DIEM**
28 **LICENSE:**

1 **(I) IN A FORMAL MEETING, WITH A QUORUM PRESENT; OR**

2 **(II) IN ACCORDANCE WITH PARAGRAPH (2) OF THIS**
3 **SUBSECTION, THROUGH ORAL OR WRITTEN CONTACT BY ANY METHOD BY THE CHAIR**
4 **WITH EACH MEMBER OF THE BOARD.**

5 **(2) THE CHAIR SHALL MAKE A WRITTEN RECORD UNDER PARAGRAPH**
6 **(1)(II) OF THIS SUBSECTION OF HOW EACH MEMBER AND THE CHAIR VOTED.**

7 **(B) THE BOARD MAY NOT REQUIRE THE PUBLICATION OF AN APPLICATION**
8 **FOR A PER DIEM LICENSE AS A PREREQUISITE TO THE ISSUING OF THE LICENSE.**

9 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
10 1, 2018.