

SENATE BILL 616

A2

EMERGENCY BILL

8lr2172

By: **Senator Robinson**

Introduced and read first time: January 31, 2018

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Transfer of License**

3 FOR the purpose of specifying that a certain Class B–D–7 license is considered to be
4 unexpired until a certain date for a certain purpose in Baltimore City; making this
5 Act an emergency measure; and generally relating to alcoholic beverages licenses
6 issued in Baltimore City.

7 BY repealing and reenacting, without amendments,
8 Article – Alcoholic Beverages
9 Section 12–102, 12–905, and 12–1705
10 Annotated Code of Maryland
11 (2016 Volume and 2017 Supplement)

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

14 **Article – Alcoholic Beverages**

15 12–102.

16 This title applies only in Baltimore City.

17 12–905.

18 (a) There is a Class B–D–7 beer, wine, and liquor license.

19 (b) (1) The Board may issue a Class B–D–7 license if the Board determines
20 that the license is reasonably necessary for the convenience of the public.

21 (2) In making the determination, the Board shall consider the number of
22 beer, wine, and liquor outlets in a given area and the number of days the outlets are open,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 rather than the nature of the outlets.

2 (c) The license authorizes the license holder to sell beer, wine, and liquor at retail
3 at the place described in the license, for on- and off-premises consumption.

4 (d) (1) Except as provided in paragraph (2) of this subsection, the license
5 holder may sell beer, wine, and liquor during the hours and days set out under § 12-2004(c)
6 of this title.

7 (2) The hours of sale for a license holder in an area bounded by Liberty
8 Heights Avenue, Northern Parkway, Druid Park Drive, and Wabash Avenue are from 9
9 a.m. to 9 p.m.

10 (e) The Board shall adopt regulations to determine the manner of operation of a
11 licensed premises.

12 (f) The annual license fee is \$1,320.

13 12-1705.

14 (a) Except as provided in subsection (b) of this section, a transfer of a license shall
15 be completed on or before 180 days after the Board approves the transfer.

16 (b) (1) Within 180 days after the Board approves the transfer of a license, the
17 license holder or another appropriate interested party may make a written request to the
18 Board to extend the time authorized to complete the transfer due to hardship.

19 (2) The Board may grant the extension if the Board finds after a hearing
20 that an existing hardship caused the delay in transferring the license.

21 (3) An extension may not prolong the period authorized to complete the
22 transfer beyond 270 days after the Board approves the transfer.

23 SECTION 2. AND BE IT FURTHER ENACTED, That, a Class B-D-7 beer, wine,
24 and liquor license issued for a premises in the 2200 block of West North Avenue shall be
25 considered to be unexpired until the end of July 1, 2019, for purposes of completing the
26 transfer to another owner at the same location, notwithstanding § 12-1705 of the Alcoholic
27 Beverages Article.

28 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
29 measure, is necessary for the immediate preservation of the public health or safety, has
30 been passed by a ye and nay vote supported by three-fifths of all the members elected to
31 each of the two Houses of the General Assembly, and shall take effect from the date it is
32 enacted.