

HOUSE BILL 400

A2

9lr2160

By: **Chair, Charles County Delegation**

Introduced and read first time: January 30, 2019

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Charles County – Alcoholic Beverages – Exemption From Off-Sale License**
3 **Quota**

4 FOR the purpose of exempting in Charles County a manufacturer's license holder from a
5 license quota for a certain alcoholic beverages license; and generally relating to
6 holders of alcoholic beverages licenses in Charles County.

7 BY repealing and reenacting, without amendments,

8 Article – Alcoholic Beverages

9 Section 18–102

10 Annotated Code of Maryland

11 (2016 Volume and 2018 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Alcoholic Beverages

14 Section 18–1601

15 Annotated Code of Maryland

16 (2016 Volume and 2018 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Alcoholic Beverages**

20 18–102.

21 This title applies only in Charles County.

22 18–1601.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) **THIS SECTION DOES NOT APPLY TO A HOLDER OF A MANUFACTURER'S**
2 **LICENSE.**

3 **(B)** (1) (i) Except as provided in subparagraph (ii) of this paragraph, the
4 Board may not issue more than one of any license with an off-sale privilege for every 1,350
5 residents in an election district in the county, as determined by the latest federal census.

6 (ii) In the sixth election district, the Board may not issue more than
7 one of any license with an off-sale privilege for every 2,700 residents in the election district,
8 as determined by the latest federal census.

9 (2) The Board may not approve the transfer of a license issued under
10 paragraph (1) of this subsection from one election district to another.

11 (3) The Board may not issue a new license in an election district unless the
12 issue may be made without exceeding the quotas provided for in paragraph (1) of this
13 subsection.

14 **[(b)] (C)** (1) This section does not require the forfeiture or revocation of a
15 license in effect on October 1, 1992.

16 (2) In an election district in which a quota established in subsection **[(a)(1)]**
17 **(B)(1)** of this section was exceeded as of October 1, 1992, the total number of licenses may
18 be reduced only:

19 (i) by the voluntary relinquishment of a license by the license
20 holder;

21 (ii) by the bankruptcy of the license holder; or

22 (iii) in accordance with another provision of this article.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
24 1, 2019.