

SENATE BILL 965

A2

2lr3040
CF HB 1423

By: **Senator Jackson**

Introduced and read first time: February 15, 2022

Assigned to: Rules

Re-referred to: Education, Health, and Environmental Affairs, February 21, 2022

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 6, 2022

CHAPTER _____

1 AN ACT concerning

2 **Charles County – Alcoholic Beverages – Multiple Class B Licenses**

3 FOR the purpose of ~~authorizing the Board of License Commissioners for Charles County to~~
4 ~~allow~~ prohibiting a person ~~to obtain~~ from having a direct or indirect interest in, ~~in~~
5 ~~addition to certain other licenses, not~~ more than a certain number of Class B–H
6 (hotel), Class B–R (restaurant), ~~or~~ and Class B–RB (restaurant/bar) on-sale beer,
7 wine, and liquor licenses in any combination in Charles County; and generally
8 relating to alcoholic beverages licenses in Charles County.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 18–102
12 Annotated Code of Maryland
13 (2016 Volume and 2021 Supplement)

14 BY adding to
15 Article – Alcoholic Beverages
16 Section 18–1606
17 Annotated Code of Maryland
18 (2016 Volume and 2021 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



Article – Alcoholic Beverages

18-102.

This title applies only in Charles County.

18-1606.

(A) ~~THE BOARD MAY ALLOW A~~ A PERSON TO OBTAIN ~~MAY NOT HAVE A~~
DIRECT OR INDIRECT INTEREST IN, ~~IN ADDITION TO ONE OR MORE LICENSES ISSUED~~
~~IN ANOTHER JURISDICTION OR STATE, NOT MORE THAN TWO OF THE FOLLOWING~~
LICENSES IN ANY COMBINATION:

(1) CLASS B-H (HOTEL) ON-SALE BEER, WINE, AND LIQUOR
LICENSES ISSUED UNDER § 18-902 OF THIS TITLE;

(2) CLASS B-R (RESTAURANT) ON-SALE BEER, WINE, AND LIQUOR
LICENSES ISSUED UNDER § 18-904 OF THIS TITLE; ~~OR~~ AND

(3) CLASS B-RB (RESTAURANT/BAR) ON-SALE BEER, WINE, AND
LIQUOR LICENSES ISSUED UNDER § 18-905 OF THIS TITLE.

(B) AN INDIRECT INTEREST IS PRESUMED TO EXIST BETWEEN ANY
COMBINATION OF PERSONS IF ANY OF THE FOLLOWING CONDITIONS EXIST
BETWEEN THEM:

(1) A COMMON PARENT COMPANY;

(2) A FRANCHISE AGREEMENT;

(3) A LICENSING AGREEMENT;

(4) A CONCESSION AGREEMENT;

(5) DUAL MEMBERSHIP IN A CHAIN OF BUSINESSES COMMONLY
OWNED AND OPERATED;

(6) A SHARING OF DIRECTORS, STOCKHOLDERS, PARTNERS, OR
MEMBERS, OR A SHARING OF DIRECTORS, STOCKHOLDERS, PARTNERS, OR
MEMBERS OF PARENTS OR SUBSIDIARIES;

(7) COMMON DIRECT OR INDIRECT SHARING OF PROFIT FROM THE
SALE OF ALCOHOLIC BEVERAGES; OR

1 **(8)** A SHARING OF A COMMON TRADE NAME, TRADEMARK, LOGO, OR
2 **THEME OR MODE OF OPERATION IDENTIFIABLE BY THE PUBLIC.**

3 **~~(c) A SECOND OR SUBSEQUENT LICENSE DESCRIBED IN SUBSECTION (A) OF~~**
4 **~~THIS SECTION DOES NOT CONFER AN OFF-SALE PRIVILEGE.~~**

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
6 1, 2022.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.