

SENATE BILL 303
EMERGENCY BILL

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A2

1998 Regular Session
8r1477

By: **Senator McFadden**

Introduced and read first time: February 4, 1998

Assigned to: Economic and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages - License on Deposit**

3 FOR the purpose of authorizing an alcoholic beverages licensee to place a license on
4 deposit with the Board of License Commissioners for not more than a certain
5 period of time under certain circumstances; requiring that at the end of a certain
6 period of time the license expires unless a certain application has been approved
7 or is pending approval; making this Act an emergency measure; and generally
8 relating to alcoholic beverages licenses in Baltimore City.

9 BY renumbering

10 Article 2B - Alcoholic Beverages
11 Section 10-504 (d) through (f), respectively
12 to be Section 10-504(e) through (g), respectively
13 Annotated Code of Maryland
14 (1996 Replacement Volume and 1997 Supplement)

15 BY adding to

16 Article 2B - Alcoholic Beverages
17 Section 10-504(d)
18 Annotated Code of Maryland
19 (1996 Replacement Volume and 1997 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
21 MARYLAND, That Section(s) 10-504(d) through (f), respectively, of Article 2B -
22 Alcoholic Beverages of the Annotated Code of Maryland be renumbered to be
23 Section(s) 10-504(e) through (g), respectively.

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

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Article 2B - Alcoholic Beverages

2 10-504.

3 (D)(1) IN BALTIMORE CITY, AN ALCOHOLIC BEVERAGE LICENSE MAY BE PLACED
4 ON DEPOSIT WITH THE BOARD OF LICENSE COMMISSIONERS FOR NOT MORE THAN
5 180 DAYS IF:

6 (I) THE LICENSEE EXPERIENCES A PERSONAL OR FINANCIAL
7 HARDSHIP;

8 (II) THE LICENSEE HAS NOT BEEN EVICTED FROM THE LICENSED
9 PREMISES; AND

10 (III) THE LICENSED PREMISES IS NOT BEING USED FOR ANY OTHER
11 BUSINESS PURPOSE.

12 (2) THE LICENSE EXPIRES AFTER 180 DAYS UNLESS ONE OF THE
13 FOLLOWING APPLICATIONS IS APPROVED OR IS PENDING APPROVAL:

14 (I) AN APPLICATION FOR APPROVAL OF A TRANSFER OF THE
15 LICENSE TO ANOTHER LOCATION OR ASSIGNMENT TO ANOTHER PERSON UNDER §
16 10-503 OF THIS SUBTITLE; OR

17 (II) APPLICATION FOR PERMISSION TO CONTINUE THE BUSINESS
18 AFTER THE DEATH OF THE LICENSEE UNDER § 10-506 OF THIS SUBTITLE.

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