

SENATE BILL 304  
EMERGENCY BILL

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A2

1998 Regular Session  
8r1475

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By: **Senator McFadden**

Introduced and read first time: February 4, 1998

Assigned to: Economic and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages - License Applications**

3 FOR the purpose of requiring the Board of License Commissioners for Baltimore City  
4 to advertise and post notice on receipt of the application for certain licenses and  
5 license modifications; requiring that the notice be posted on the premises  
6 described in the application; requiring the Board to hold a public hearing on  
7 certain requests; requiring the Board to use certain standards in deciding  
8 whether to approve certain requests; making this Act an emergency measure;  
9 and generally relating to alcoholic beverages licenses in Baltimore City.

10 BY repealing and reenacting, without amendments,  
11 Article 2B - Alcoholic Beverages  
12 Section 10-202(a)(2)  
13 Annotated Code of Maryland  
14 (1996 Replacement Volume and 1997 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article 2B - Alcoholic Beverages  
17 Section 10-202(e)  
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 the Laws of Maryland read as follows:

22 **Article 2B - Alcoholic Beverages**

23 10-202.

24 (a) (2) (i) The application shall be disapproved and the license for which  
25 application is made shall be refused if the Board of License Commissioners for the  
26 City or any county determines that:

27 1. The granting of the license is not necessary for the  
28 accommodation of the public;



1 LIVE ENTERTAINMENT ON THE LICENSED PREMISES, OR AN EXTENSION OF THE  
2 LICENSED PREMISES, THE BOARD OF LICENSE COMMISSIONERS FOR BALTIMORE  
3 CITY SHALL ADVERTISE AND POST NOTICE OF THE APPLICATION OR REQUEST IN  
4 ACCORDANCE WITH THIS PARAGRAPH.

5 (II) THE NOTICE SHALL BE POSTED ON THE PREMISES DESCRIBED  
6 IN THE APPLICATION.

7 (III) THE BOARD SHALL HOLD A PUBLIC HEARING ON EACH  
8 REQUEST LISTED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH THAT THE BOARD  
9 RECEIVES.

10 (IV) THE BOARD SHALL USE THE STANDARDS LISTED IN  
11 SUBSECTION (A)(2) OF THIS SECTION IN DECIDING WHETHER TO APPROVE A  
12 REQUEST MADE UNDER THIS PARAGRAPH.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency  
14 measure, is necessary for the immediate preservation of the public health and safety,  
15 has been passed by a yea and nay vote supported by three-fifths of all the members  
16 elected to each of the two Houses of the General Assembly, and shall take effect from  
17 the date it is enacted.