

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 820

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Class B/EDZ License” and substitute “Additional Class B Licenses”; strike beginning with “establishing” in line 4 down through “County” in line 17 and substitute “authorizing the Prince George’s County Board of License Commissioners to allow certain individuals and entities to hold or have an interest in more than one Class B Beer, Wine and Liquor license for restaurants that are located in certain areas under certain circumstances; providing for certain exceptions; establishing an annual license fee for certain Class B licenses; providing that a certain Class B license does not confer off-sale privileges; providing that the issuance of certain Class B Beer, Wine and Liquor licenses is subject to a certain limitation on the number of certain Class B licenses that can be issued in Prince George’s County; and generally relating to Class B Beer, Wine and Liquor licenses in Prince George’s County”; in line 20, after “6-201(r)(1)” insert “and 9-217(a)”; and in line 25, strike “6-201(r)(14)” and substitute “9-217(f)(5)”.

AMENDMENT NO. 2

On pages 2 and 3, strike in their entirety the lines beginning with line 25 on page 2 through line 21 on page 3, inclusive, and substitute:

“9-217.

(a) This section applies only in Prince George’s County.

(F) (5) (I) THIS PARAGRAPH DOES NOT APPLY TO A LICENSED PREMISES LOCATED IN A CHAIN STORE, SUPERMARKET, DISCOUNT HOUSE, DRUG STORE, OR CONVENIENCE STORE.

(II) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, THE BOARD OF LICENSE COMMISSIONERS MAY ALLOW AN INDIVIDUAL,

(Over)

PARTNERSHIP, CORPORATION, UNINCORPORATED ASSOCIATION, OR LIMITED LIABILITY COMPANY TO HOLD OR HAVE AN INTEREST IN MORE THAN ONE CLASS B BEER, WINE AND LIQUOR LICENSE, IF THE RESTAURANT FOR WHICH THE LICENSE IS SOUGHT IS LOCATED WITHIN ANY OF THE FOLLOWING AREAS THAT ARE UNDERSERVED BY RESTAURANTS:

1. SUTLAND BUSINESS DISTRICT, CONSISTING OF PROPERTIES FRONTING ON OR HAVING ACCESS TO SILVER HILL ROAD BETWEEN SUTLAND PARKWAY AND SUNSET LANE, AND ON SUTLAND ROAD BETWEEN ARNOLD ROAD AND EASTERN LANE;

2. PORT TOWNS BUSINESS DISTRICT, CONSISTING OF PROPERTIES FRONTING ON OR HAVING ACCESS TO RHODE ISLAND AVENUE, BLADENSBURG ROAD, ANNAPOLIS ROAD, OR 38TH STREET AND LOCATED WITHIN THE MUNICIPAL BOUNDARIES OR NORTH BRENTWOOD, BLADENSBURG, COLMAR MANOR, COTTAGE CITY, OR MT. RAINIER;

3. INDIAN HEAD HIGHWAY CORRIDOR, CONSISTING OF PROPERTIES LOCATED WITHIN 500 FEET OF THE RIGHT-OF-WAY OF INDIAN HEAD HIGHWAY (MD ROUTE 210) FROM OXON HILL ROAD ON THE NORTH TO SWAN CREEK ROAD ON THE SOUTH;

4. LARGO AREA, CONSISTING OF PROPERTIES WITHIN THE AREA BOUNDED BY THE CAPITAL BELTWAY (I-495) ON THE WEST, CENTRAL AVENUE AND LANDOVER ROAD ON THE SOUTH AND SOUTHEAST, CAMPUS WAY NORTH ON THE EAST AND ROUTE 214 AND LANDOVER ROAD ON THE NORTH AND NORTHWEST; OR

5. NATIONAL HARBOR, CONSISTING OF PROPERTIES WITHIN THE AREA BOUNDED BY THE CAPITAL BELTWAY (I-495) ON THE NORTH, OXON HILL ROAD ON THE EAST, RIVER BEND ROAD ON THE SOUTH, AND THE POTOMAC RIVER ON THE WEST.

(III) 1. EXCEPT AS PROVIDED IN SUB-SUBPARAGRAPHS 2

AND 3 OF THIS SUBPARAGRAPH, A LICENSE HOLDER MAY NOT HOLD MORE THAN 4 CLASS B BEER, WINE AND LIQUOR LICENSES WITHIN ALL OF THE UNDERSERVED AREAS DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH.

2. A LICENSE HOLDER MAY BE ISSUED OR TRANSFERRED A FIFTH CLASS B BEER, WINE AND LIQUOR LICENSE ONLY IF THE DATE OF THE APPLICATION FOR THE FIFTH LICENSE IS AT LEAST 1 YEAR AFTER THE DATE THE LICENSE HOLDER WAS ISSUED OR TRANSFERRED THE FOURTH LICENSE.

3. A LICENSE HOLDER MAY BE ISSUED OR TRANSFERRED A SIXTH CLASS B BEER, WINE AND LIQUOR LICENSE ONLY IF THE DATE OF THE APPLICATION FOR THE SIXTH LICENSE IS AT LEAST 1 YEAR AFTER THE DATE THE LICENSE HOLDER WAS ISSUED OR TRANSFERRED THE FIFTH LICENSE.

(IV) AN INDIVIDUAL, PARTNERSHIP, CORPORATION, UNINCORPORATED ASSOCIATION, OR LIMITED LIABILITY COMPANY THAT HOLDS OR HAS AN INTEREST IN A LICENSE LOCATED IN AN UNDERSERVED AREA DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH MAY NOT HOLD OR HAVE AN INTEREST IN MORE THAN ONE LICENSE LOCATED OUTSIDE OF ALL THE UNDERSERVED AREAS.

(V) THE ANNUAL LICENSE FEE FOR A CLASS B LICENSE OBTAINED UNDER THIS PARAGRAPH IS \$2,500.

(VI) A CLASS B LICENSE OBTAINED UNDER THIS PARAGRAPH DOES NOT CONFER OFF-SALE PRIVILEGES.

(VII) THE RESIDENCY REQUIREMENTS UNDER § 9-101 OF THIS TITLE APPLY TO AN APPLICANT FOR A CLASS B LICENSE UNDER THIS PARAGRAPH.

(VIII) THE LIMIT ON THE MAXIMUM NUMBER OF CLASS B BEER, WINE AND LIQUOR LICENSES IN THE COUNTY UNDER SUBSECTION (B) OF THIS SECTION APPLIES TO THE ISSUANCE OF LICENSES UNDER THIS PARAGRAPH.”.