
By: **Calvert County Delegation**

Introduced and read first time: January 25, 1999

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 16, 1999

CHAPTER _____

1 AN ACT concerning

2 **Calvert County - Alcoholic Beverages - Licenses**

3 FOR the purpose of requiring in Calvert County the Board of License Commissioners
4 to obtain certain information regarding certain applicants for alcoholic
5 beverages licenses; establishing a certain fee; altering the annual time period in
6 which an applicant must file for a license renewal; establishing a certain late
7 fine per day and a maximum total late fine for license renewals; establishing
8 certain information that certain license renewal applicants must include in the
9 application; and generally relating to alcoholic beverages licenses in Calvert
10 County.

11 BY repealing and reenacting, without amendments,
12 Article 2B - Alcoholic Beverages
13 Section 10-103(b)(13)(i)
14 Annotated Code of Maryland
15 (1998 Replacement Volume and 1998 Supplement)

16 BY repealing
17 Article 2B - Alcoholic Beverages
18 Section 10-301(n)
19 Annotated Code of Maryland
20 (1998 Replacement Volume and 1998 Supplement)

21 BY adding to
22 Article 2B - Alcoholic Beverages
23 Section 10-103(b)(13)(xi) and 10-301(n)

1 Annotated Code of Maryland
2 (1998 Replacement Volume and 1998 Supplement)

3 BY repealing and reenacting, with amendments,
4 Article 2B - Alcoholic Beverages
5 Section 10-104(f)
6 Annotated Code of Maryland
7 (1998 Replacement Volume and 1998 Supplement)

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

10 **Article 2B - Alcoholic Beverages**

11 10-103.

12 (b) Except as otherwise provided in this subtitle, every new application for a
13 license shall be made to the board of license commissioners upon forms prescribed by
14 the Comptroller and sworn to by the applicant. Every application for a license shall
15 contain the following statements:

16 (13) (i) 1. A statement as to whether the applicant has ever been
17 adjudged guilty of any offense against the laws of the State or of the United States.

18 2. The respective boards shall destroy the records obtained
19 under subparagraphs (ii), (iv), (v), (vi), (vii), (viii), and (ix) of this paragraph upon
20 completion of its necessary use of the records;

21 (XI) 1. IN CALVERT COUNTY, FOR EACH APPLICATION FOR A NEW
22 ALCOHOLIC BEVERAGES LICENSE OR FOR A TRANSFER OF AN EXISTING ALCOHOLIC
23 BEVERAGES LICENSE, THE BOARD OF LICENSE COMMISSIONERS SHALL:

24 A. OBTAIN CRIMINAL RECORDS OF THE LICENSE APPLICANT
25 FROM THE CRIMINAL JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE
26 DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES;

27 B. REQUIRE A LICENSE APPLICANT TO BE FINGERPRINTED;
28 AND

29 C. FORWARD THE FINGERPRINTS THROUGH THE CRIMINAL
30 JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF
31 PUBLIC SAFETY AND CORRECTIONAL SERVICES FOR TRANSMITTAL TO THE FEDERAL
32 BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY RECORDS CHECK.

33 2. THIS SUBPARAGRAPH DOES NOT APPLY TO AN
34 ALCOHOLIC BEVERAGES LICENSE RENEWAL APPLICANT;

1 10-104.

2 (f) (1) THIS SUBSECTION APPLIES ONLY IN CALVERT COUNTY.

3 (2) [In Calvert County the] THE Board of License Commissioners shall
4 have power to waive the two years residence requirement contained in § 10-103
5 hereinabove in any case in which a person applying for the transfer of a license of a
6 going business is the bona fide purchaser and proprietor thereof if the person can
7 submit to the satisfaction of the Board proper persons who know him and can vouch
8 for his good character or if he can submit to the satisfaction of the Board other
9 evidence that he is a fit and proper person to hold the license.

10 (3) IN ADDITION TO ANY OTHER FEE REQUIRED FOR A LICENSE, AN
11 APPLICATION FOR A NEW LICENSE OR A TRANSFER OF AN EXISTING LICENSE SHALL
12 BE ACCOMPANIED BY PAYMENT OF \$250 TO THE BOARD.

13 10-301.

14 [(n) In Calvert County the time limits on renewal applicants may be not less
15 than 60 nor more than 90 days before the first day of July of each and every year.]

16 (N) (1) THIS SUBSECTION APPLIES ONLY IN CALVERT COUNTY.

17 (2) (I) THE TERM OF A LICENSE IS 1 YEAR.

18 (II) TO RENEW A LICENSE, A LICENSEE SHALL FILE AN
19 APPLICATION FOR LICENSE RENEWAL WITH THE BOARD OF LICENSE
20 COMMISSIONERS AT ANY TIME BEGINNING ON APRIL 1 AND ENDING ON MAY 1.

21 (III) A LICENSE RENEWAL APPLICATION RECEIVED BY THE BOARD
22 AFTER MAY 1 IS SUBJECT TO A LATE FINE OF \$50 FOR EACH DAY THE APPLICATION IS
23 LATE.

24 (IV) A LATE FINE MAY NOT EXCEED \$500.

25 (3) AN APPLICATION FOR A LICENSE RENEWAL SHALL BE
26 ACCOMPANIED BY:

27 (I) A STATEMENT OF THE HOURS OF OPERATION OF THE
28 LICENSED PREMISES;

29 (II) A STATEMENT OF THE NAME OF THE MANAGER; AND

30 (III) A COPY OF THE CURRENT STATEMENT FOR THE LICENSED
31 BUSINESS THAT SHOWS THAT ALL APPLICABLE TAXES ARE PAID.

32 (4) IN ADDITION TO THE REQUIREMENTS OF PARAGRAPH (3) OF THIS
33 SUBSECTION, AN APPLICATION FOR A CLASS B LICENSE RENEWAL SHALL BE
34 ACCOMPANIED BY A STATEMENT THAT SHOWS THE AVERAGE MONTHLY SALES OF
35 FOOD AND ALCOHOLIC BEVERAGES FOR THE LICENSED PREMISES.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 1999.