
By: **Senator Della**

Introduced and read first time: January 17, 2000

Assigned to: Economic and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages - Notice of License Renewal Hearing**

3 FOR the purpose of allowing the Board of Liquor License Commissioners for
4 Baltimore City to refrain from giving public notice before conducting a hearing
5 on a license renewal application against which a protest has been filed; and
6 generally relating to license renewal hearings conducted by the Board of Liquor
7 License Commissioners for Baltimore City.

8 BY repealing and reenacting, with amendments,
9 Article 2B - Alcoholic Beverages
10 Section 10-301(a)(1)
11 Annotated Code of Maryland
12 (1998 Replacement Volume and 1999 Supplement)

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

15 **Article 2B - Alcoholic Beverages**

16 10-301.

17 (a) (1) (I) Except in Prince George's County, the holder of any expiring
18 license, other than special licenses issued under the provisions of this article, shall,
19 not less than 30 nor more than 60 days before the first day of May of each and every
20 year, file a written application, duly verified by oath, for the renewal of the license
21 with the official authorized to approve the same. The renewal application shall state
22 that the facts in the original application are unchanged. It shall be accompanied by a
23 statement signed by the owner of the premises consenting to renewal of the license
24 and to search and seizure as in the case of original applications. In the case of retail
25 dealers applying for renewal, the statement of consent by the owner of the premises
26 may not be required if the owner has previously signed such a statement in
27 connection with an original application or previous renewal application giving
28 consent for the term of the owner's lease with the applicant if the lease or renewal
29 does not expire during the term of the renewal license. Upon the filing of the renewal
30 application, and upon payment of the annual fee, the holder of the expiring license is

1 entitled to a new license for another year without the filing of further statements or
2 the furnishing of any further information unless specifically requested by the official
3 authorized to approve the license.

4 (II) A license by way of renewal may not be approved without a
5 hearing before such official if a protest has been filed against the granting of the new
6 license at least 30 days before the expiration of the license for which renewal is
7 sought. This protest shall be [(i)]1. signed by not less than ten residents or real estate
8 owners in the immediate vicinity in which the licensed place of business is located; or
9 [(ii)] 2. instituted by the board of licensing commissioners on its own initiative. If the
10 protest has been filed it shall be heard and determined as in the case of original
11 applications, except in Baltimore City it shall be heard and determined not as in the
12 case of original application in regard to zoning but only on a specific complaint as to
13 the operation of the licensee's establishments.

14 (III) IN BALTIMORE CITY, THE BOARD OF LIQUOR LICENSE
15 COMMISSIONERS NEED NOT GIVE PUBLIC NOTICE BEFORE CONDUCTING A HEARING
16 ON A LICENSE RENEWAL APPLICATION AGAINST WHICH A PROTEST HAS BEEN
17 FILED.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2000.